

From: <JCamp@ci.san-leandro.ca.us>
To: <SLouie@waterboards.ca.gov>
CC: <DWilson@ci.san-leandro.ca.us>, <mbakaldin@ci.san-leandro.ca.us>
Date: 4/7/2011 2:43 PM
Subject: NOV Response Actions Items completed
Attachments: SW IndComInsp-IDC Erplan Rev 2011.pdf; San Leandro C4 IIDC Insp plan 2010-11.pdf; Business License Zoning Application 2010-2011 rev 11-03.pdf

Selina,

The City of San Leandro has completed all remaining actions to the requirements per the NOV response submitted on 2/7.

Attached please find the revised ERP, revised Inspection Plan and revised Supplemental Questionnaire/Business License Application.

Environmental Services Staff Training on the revisions were done as part of our semi-monthly staff meetings on 2/28 and 3/28.

Coordination meeting with the Planning Division staff regarding new, changed or expanding business review and business license processing took place on 3/29. In addition ESS Admin has been provided access to the business license database and trained for generating new & moved business lists that are reviewed by ESS staff as a cross check measure.

If you have any questions please contact me.

Sincerely,

John. Camp
Environmental Services
City of San Leandro
835 E. 14th Street
San Leandro, CA 94577
direct: 510-577-6029
fax: 510-577-6019
email: jcamp@sanleandro.org<mailto:jcamp@ci.san-leandro.ca.us>

• PLEASE COMPLETE REVERSE SIDE OF THIS APPLICATION •

CITY OF SAN LEANDRO

Planning Services Division, Community Development Department
(510) 577-3325

Zoning Approval/Permit

New BL Zoning

\$100.00

Change of Address \$100.00

ZONING SUPPLEMENTAL INFORMATION

PLEASE ANSWER ALL QUESTIONS, INCOMPLETE INFORMATION COULD DELAY APPROVAL.

1. What was the previous use of the property? _____
2. Name of the previous tenant: _____ When did they vacate? _____
3. Will there be any changes to the interior of the building? ☐ Yes ☐ No
4. Will there be any changes to the exterior of the building? ☐ Yes ☐ No
5. Will there be any changes to the parking lot? ☐ Yes ☐ No
6. Will there be any changes to the exterior signage? ☐ Yes ☐ No
7. What will be the days and hours of operation? _____
8. How many employees will be at the site? _____
9. How many off-street parking spaces will be provided? _____
10. What is the maximum number of people that will occupy the interior space of your business at any one time? _____
11. What is the gross interior floor area? _____
Of that space, how many interior square feet will be dedicated for the following uses:
 - Retail Sales _____ Square Feet
 - Office _____ Square Feet
 - Manufacturing _____ Square Feet
 - Storage _____ Square Feet
 - Other _____ Square Feet
12. Does the building have a fire sprinkler? ☐ Yes ☐ No
13. Does the building have heat and/or smoke alarm system throughout? ☐ Yes ☐ No
14. What will be the maximum height of storage (warehouse/storage uses)? _____
15. What type of products will be stored and how will they be packaged (warehouse/storage uses)? _____
16. What materials or equipment will be used and/or stored on the property? _____
17. Any outdoor activity or storage use? ☐ Yes ☐ No ; If Yes, please describe: _____
18. Will hazardous, toxic or flammable substances be stored on the property? ☐ Yes ☐ No
If Yes, please describe the substances: _____
19. Will the property produce non-domestic sewage? ☐ Yes ☐ No
If Yes, please describe sewage: _____
20. Does the property have an outdoor enclosure for solid waste and recycling containers? ☐ Yes ☐ No
If No, where will solid waste and recycling containers be stored? _____
21. Will the business involve the use of any motor vehicles? ☐ Yes ☐ No
If Yes, please list type and number of vehicles: _____
22. Will the business receive any deliveries? ☐ Yes ☐ No
If Yes, please describe the deliveries: _____

OFFICIAL USE ONLY

Zoning District _____

Permitted Use ☐ Yes ☐ No

Conditional Use ☐ Yes ☐ No

Code Section _____

Sign Permit Required ☐ Yes ☐ No

Parking Exception Required ☐ Yes ☐ No

Site Plan / Floor Plan Required ☐ Yes ☐ No

PLANNING DIVISION

Approved by: _____

Denied Date: _____

ENVIRONMENTAL SERVICES

Approved by: _____

Denied Date: _____

POLICE DEPARTMENT

Approved by: _____

Denied Date: _____

STAFF COMMENTS _____



2010-2011 BUSINESS LICENSE FEE COMPUTATION SCHEDULE

FINANCE DEPARTMENT (510) 577-3392 or 577-3468

All businesses are required to pay a Base Fee of \$111.50 plus a Unit Fee, or a Flat Annual Fee of \$111.50 or \$557.70 based on business classifications listed in the table below.

To calculate the Unit Fee, multiply the number of unit(s) (e.g., each owner and each employee) by the unit fee rate for your business classification. **No business shall be deemed as having less than one unit unless specified flat fee.**

The penalty for a delinquent license is 50% of the business license fee or \$50, whichever is greater, for the first 30 - 90 days overdue. Delinquencies of 90 days or more will be 100% or \$100, whichever is greater.

All business licenses expire on December 31st each year and must be renewed annually.

Business Classification		Base Fee	Unit Fee Rate	Unit Fee Basis
01	Retail	\$111.50	\$33.40	Per Each Owner & Each Employee
02	Wholesale	\$111.50	\$33.40	Per Each Owner & Each Employee
03	Manufacturing	\$111.50	\$33.40	Per Each Owner & Each Employee
04	Peddler/Solicitor	\$111.50	\$33.40	Per Each Owner & Each Employee
05	Service	\$111.50	\$66.90	Per Each Owner & Each Employee
06	Professional	\$111.50	\$83.70	Per Each Owner & Each Employee
07	Contractor	\$111.50	\$66.90	Per Each Owner & Each Employee
08	Recreation/Entertainment	\$111.50	\$66.90	Per Each Owner & Each Employee
09	Residential Property Rental	\$111.50	\$10.10	Per Each Unit or Space
10	Non-Residential Property Rental	\$111.50	\$16.70	Per 1,000 Square Feet
11	Dance Hall	\$557.70	N/A	Flat/Annual
12	Automobile Wrecking	\$557.70	N/A	Flat/Annual
13	Christmas Tree/Pumpkin Patch	\$557.70	N/A	Flat/Annual
14	Commercial Advertising	\$557.70	N/A	Flat/Annual
15	Fortune Telling	\$557.70	N/A	Flat/Annual
16	Second Hand Dealer/Junk Collector	\$557.70	N/A	Flat/Annual
17	Pawnbroker	\$557.70	N/A	Flat/Annual
18	Itinerant Merchant	\$111.50	\$34.50	Flat/Weekly
19	Carnival	\$111.50	\$200.70	Flat/Daily
20	Coin Operated Devices	\$111.50	\$1.10	Per \$1,000 of Gross Receipts
21	Public Utilities	\$111.50	\$33.40	Per Each Owner & Each Employee
22	Miscellaneous	\$111.50	\$33.40	Per Each Owner & Each Employee
23	Bingo	\$111.50	N/A	Flat/Annual
24	Waste Disposal Site	\$111.50	\$1.50	Per Ton
25	Towing	\$111.50	\$1.10	Per \$1,000 of Gross Receipts
26	Firearms Dealer	\$111.50	\$3.30	Per \$ 100 Gross Receipts Of Concealable Weapons And Ammunition
27	Parking Lot	\$111.50	\$33.40	Per Parking Space

Number of employees shall mean and include the total number of full time and part time employees engaged or to be engaged within this City during the license period whether as owner, partner, spouse or employee, and any others who may work without compensation.

Gross Receipts shall include the total of amounts actually received or receivable from all sales and services in San Leandro.

FEE CALCULATION WORKSHEET

	1. Base Fee of \$111.50, or a Flat Annual Fee of \$111.50 or \$557.70 - based on business classification	\$	
	2. Number of Unit (s) _____ X \$ _____ (Enter \$0 if a flat annual fee)	+	
**	3. Total Business License Fee	=	
	4. Penalty (if applicable)	+	
	5. Zoning Fee (required if located in San Leandro)	+	
	6. Total Fees	\$	

1. Enter your **Base Fee** or **Annual Fee** based on your business classification:
 - \$111.50 (flat/annual) for Bingo
 - \$557.70 (flat/annual) for Dance Hall, Automobile Wrecking, Christmas Tree/Pumpkin Patch, Commercial Advertising, Fortune Telling Second-Hand Dealers and Pawnbrokers
 - \$111.50 (base fee) for all other classifications
2. Multiply the number of units (e.g., each owner and each employee) by the unit fee rate for your business classification to get your **Unit Fee (no business shall be deemed to have less than 1 (one)-unit fee unless specified flat fee)**.

Number of Employees: Shall mean and include the total number of full time and part time employees engaged or to be engaged within this City in the applicant's business during the license period, whether as owner, partner, spouse or employee, and any others who may work without compensation.

Gross Receipts: Shall include the total of amounts actually received or receivable from all sales and services in San Leandro.

 ** ***For Businesses commencing after June 30,*** except for business categories Coin-Operated Devices, Towing, and Waste Disposal Site, the license fee shall be reduced by one-half.
3. Add lines 1 and 2 for **Total Business License Fee**.
4. Calculate **Penalty** (if applicable): The penalty for a delinquent license is 50% of the business license fee or \$50, whichever is greater, for the first 30 – 90 days overdue. Delinquencies of 90 days or more will be 100% or \$100, whichever is greater.
5. Include **Zoning Fee** (if applicable): A zoning application and fee are required if the business is located in San Leandro. Commercial zoning application fee is **\$100** and Home Occupation Permit fee is **\$69**. Change of ownership fees are **\$30**. You are required to submit property owner's signature or a copy of the first page showing the address and the signed signature page from the commercial rental agreement. **Zoning application must be submitted in person for approval.** Zoning questions please call (510) 577-3325.
6. Add lines 3, 4 and 5 for **Total Fees**. Please make your check payable to the City of San Leandro.

If you have any questions regarding your business license fee, please contact the City's Finance Department at (510) 577-3468 or 577-3392.

THANK YOU FOR DOING BUSINESS IN SAN LEANDRO



Alameda Countywide Clean Water Program

A Consortium of Local Agencies

INDUSTRIAL AND COMMERCIAL BUSINESS INSPECTION PLAN CITY OF SAN LEANDRO

Date Originally Prepared: 05/05/1997

Date Last Updated: 04/01/11 [*annually updated per Provision C.4.b.ii*].

BACKGROUND

This Industrial and Commercial Business Inspection Plan (Inspection Plan) serves as the prioritized inspection work plan the City will implement to comply with the Municipal Regional Stormwater Permit's (MRP) provision C.4.b requirements. The provision requires that an Inspection Plan be developed. The Inspection Plan's attached Prioritized Inspection List of Businesses (Inspection List) must be submitted with the 2010 Annual Report, and an annually updated Inspection List must be submitted with subsequent annual reports.

The Inspection Plan required by the MRP is similar to the Five-Year Industrial and Commercial Business Inspection Plans and the annual Industrial and Commercial Business Inspection Work Plans prepared since the mid-1990s. However, this Inspection Plan is not for a determinate period and the Inspection List is a list of businesses requiring inspection rather than a list of categories of businesses for inspection.

Municipal staff used the following steps to create this Inspection Plan and comply with the MRP. Steps 1 and 2 address MRP requirements for the Inspection Plan and Step 3 addresses compliance with MRP requirements for creating an Inspection List that is included as an attachment to the Inspection Plan.

Steps

1. Identify a method of establishing priorities for inspections and the frequency of inspections for each category of priority.
2. Describe the method that will be used to identify newly opened businesses that may need inspection.
3. Develop an Inspection List that includes:
 - a. A list of all industrial and commercial businesses located within the municipality's jurisdiction that require inspection;
 - b. A determination of the priority for inspection of each business on the Inspection List using the identified method of establishing inspection priorities;
 - c. Identification of businesses on the Inspection List that are scheduled for inspection during the current fiscal year; and
 - d. An annual update or revision of the Inspection List starting in 2011.

Each of these steps was followed to develop this Inspection Plan as described in the following sections.

STEP 1: IDENTIFY A METHOD OF ESTABLISHING PRIORITIES FOR INSPECTIONS AND FREQUENCY OF INSPECTIONS

What the MRP Requires

The MRP requires that each business to be inspected is assigned a priority for inspection based on “the potential for water quality impact using criteria such as pollutant sources on site, pollutants of concern, proximity to a waterbody, violation history of the facility, and other relevant factors” (Provision C.4.b.ii.(3)). In addition, the MRP requires that appropriate inspection frequencies are established based on priority for inspection, “potential for contributing pollution to stormwater runoff” and are “commensurate with the threat to water quality” (Provision C.4.b.ii.(5)).

Further, the MRP requires: “A description of the process for prioritizing inspections and frequency of inspections” (Provision C.4.b.i.(2)).

Description of Prioritization Process and Assignment of Inspection Frequencies to Different Priorities

Businesses meeting the following criteria have been assigned a high priority for inspection:

1. Businesses that are subject to the State General NPDES Permit for Stormwater Discharges Associated with Industrial Activity. These facility types have been established at the Federal and State level as likely having activities with a potential to create water quality impacts. Scheduled for Triennial inspection.
2. Facilities handling high risk or large quantity hazardous materials (target facilities). These facilities contain materials that if not properly managed have potential to create significant water quality impacts and therefore require a higher level of scrutiny. Scheduled for annual inspection.
3. Facilities with underground storage tanks, storing hazardous materials or hazardous waste and maintaining dispensing operations as mandated by the SWRCB. Scheduled for annual inspection.
4. Facilities that are Categorical or Significant Industrial Users. These facilities routinely handle or generate significant quantities of materials that have the potential to result in spills that may impact water quality. Scheduled for annual inspection.
5. Businesses that have had a continuing process/activity related non-stormwater discharge disallowed by the MRP or cited by the Waterboard for SW violation during the previous fiscal year or have a history of inadequate BMPs or noncompliance (chronic minor violations). Re-prioritized to annual inspection for the following year(s) until compliance confirmed. Upon conformation inspection frequency may be re-established following plan criteria.

Remaining businesses within ESS regulatory programs are assigned a lower priority and less frequent inspection cycles.

Low priority facilities are inspected on a biennial to quinquennial frequency based on site specific facility conditions, operations (size and nature of operation, quantity of waste generated, etc.) and non-stormwater regulatory program inspection requirements.

STEP 2: DESCRIBE METHOD THAT WILL BE USED TO IDENTIFY NEW BUSINESSES

What the MRP Requires

The MRP requires that the Inspection Plan have a “mechanism to include newly opened businesses that warrant inspection ...” (Provision C.4.b.i.(2)).

Description of Method for Identifying New Businesses

The Environmental Services Section performs review and approval processing for new businesses via the business license administration. The zoning questionnaire requires baseline information to trigger ESS notification and review for regulatory program applicability. Additionally, CEQA review for developments and planning/zoning approvals including providing SW related conditions in conditional use permits via the Planning and Zoning Division, new or tenant improvement construction permits via the Building Division and Fire Dept reviews for sprinkler permits. This is in addition to permits or approvals required under any of the programs directly administered by Environmental Services. Due to the open communication and use of a one-stop business resource desk ES is generally aware of a proposed new business before a lease is signed due to businesses wanting zoning approval first. Businesses changing location within the City are captured via the zoning review/approval process the same as a new business. Businesses expansion is captured by ESS review and approval via the Building Div Permit process. In addition Environmental Services reviews the state NOI database and HWTS database to generally at least twice a year review for existing businesses that may have opened without formal approvals. In addition web based resources and directories are also used as well as field surveys of business parks and multi-tenant building where turn over may be high.

New, remodeled and changed ownership for Food Service Establishments (FSEs) are a specific target for pollution prevention programs addressing stormwater, pretreatment, universal waste, mercury and copper pollutants of concern. The current program builds on the initial two year inspection program of the existing FSE sites. ESS, via notification of Business License, Zoning and Building Division, reviews and conditions zoning approvals and building permits to incorporate structural BMPs and appropriate facilities for pollution prevention and control. ESS performs final building permit inspections to verify conditions were met and to perform outreach and education with owner operation. ESS also coordinates weekly with City Collections system crew regarding identification or referral of FSEs found with violations during routine maintenance activities. Coordination is also maintained with the Alameda County Environmental Health's Restaurant Inspection program Staff for referral and joint inspections, as their program also covers overlapping outdoor storage and activities.

Facility closure inspections are scheduled and performed when notification from the facility is made of pending closure. Should the facility fail to provide notification it is always a tenant rather than property owner; so a closure inspection will be performed with the property owner who is then responsible for correcting any un-resolved regulatory requirement from the previous tenant.

STEP 3: DEVELOP AN INSPECTION LIST

This step includes the following four substeps associated with the development and maintenance of the Inspection List:

- a. Develop a list of all of the industrial and commercial businesses that require inspection;
- b. Determine the priority for inspection of each business on the Inspection List;
- c. Identify businesses on the Inspection List that are scheduled for inspection during the current fiscal year; and
- d. Prepare an annual update or revision of the Inspection List starting in 2011.

What the MRP Requires

Develop a List of All Businesses Requiring Inspection

The MRP requires that the Inspection Plan be used to maintain an Inspection List of industrial and commercial businesses "that could reasonably be considered to cause or contribute to pollution of stormwater runoff" (Provision C.4.b.ii).

In particular, the MRP lists the following types of businesses as needing to be inspected if they “have a reasonable likelihood to be sources of pollutants to stormwater and non-stormwater discharges:” (Provision C.4.b.ii(2))

- 1) Industrial facilities¹, as defined in 40 CFR 122.26(b)(14), including those subject to the State General NPDES Permit for Stormwater Discharges Associated with Industrial Activity;
- 2) Vehicle salvage yards;
- 3) Metal and other recycled material collection facilities, waste transfer facilities;
- 4) Vehicle mechanical repair, maintenance, fueling, or cleaning;
- 5) Building trades central facilities or yards, corporation yards, nurseries, and greenhouses;
- 6) Building material retailers and storage;
- 7) Plastic manufacturers; and
- 8) Other facilities designated by the city or Water Board as having a reasonable potential to contribute to pollution of stormwater runoff. The Water Board staff places a priority on inspecting retail food facilities, and these businesses should be included in the Inspection List if they “have a reasonable likelihood to be sources of pollutants to stormwater and non-stormwater discharges.”

In addition, the MRP lists the following functional aspects of businesses that may produce pollutants when exposed to stormwater as part of the criteria for developing the Inspection List:

- 1) Outdoor process and manufacturing areas;
- 2) Outdoor material storage areas;
- 3) Outdoor waste storage and disposal areas;
- 4) Outdoor vehicle and equipment storage and maintenance areas;
- 5) Outdoor wash areas;
- 6) Outdoor drainage from indoor areas;
- 7) Rooftop equipment; and
- 8) Other sources determined by the city or Water Board to have a reasonable potential to contribute to pollution of stormwater runoff.

Establish Inspection Priority for Businesses on the Inspection List

The MRP requires that businesses that have a reasonable potential to pollute stormwater runoff be prioritized using factors listed in the MRP (Provision C.4.b.ii.(3)).

Identify Businesses Scheduled for Inspection During the Current Fiscal Year

The MRP requires that the annual report include “the list of facilities scheduled for inspection during the current fiscal year” (Provision C.4.b.iii.(2)).

Annual Updates

The MRP requires that the Inspection List be annually updated and maintained (Provision C.4.b.ii). The annual updates should include new businesses; any needed modifications to inspection priorities based on recent inspections, illicit discharge notifications, or other relevant factors; and removal of businesses that are no longer operating. In addition, updates or revisions to the Inspection List need to be included in annual reports starting in 2011 (Provision C.4.b.iii.(1)).

Substep 3a: Develop Inspection List

¹ The MRP appears to use the terms “facilities” and “businesses” interchangeably. This template generally uses the term business since that is used in the title of Provision C.4.b., and it is the term most inspectors use.

- ➔ *[Using the criteria listed above (under “Develop a List of Businesses Requiring Inspection”), complete an Inspection List (Attachment A or something similar to Attachment A). Use the business inspection database to help generate the information needed for the municipality’s Inspection List. Include the total number of businesses requiring inspection within the municipality’s jurisdiction. The MRP requires that the Inspection List and future updates to the list include the total number of businesses on the list, which should equal the total number of businesses on the Inspection List.]*

Substep 3b: Determine Priority for Businesses

- ➔ *[For each business listed on the municipality’s attached Inspection List (Attachment A or its equivalent), assign a priority for inspection, such as high, medium, and low priority, as allowed by the MRP.]*

Substep 3c: Identify Businesses Scheduled for Inspection in the Current Fiscal Year

- ➔ *[Identify which businesses on the Inspection List are scheduled for inspection in FY 2010/11. Add information about how the schedule is subject to change given various types of uncertainties and contingencies that typically may occur.]*

Substep 3d: Annual Update

- ➔ *[Starting with the 2011 annual report and annually thereafter, make any needed revisions to the attached Inspection List. Update the Inspection List with information that indicates which of the businesses listed will be inspected during the current fiscal year. Include revisions or updates to the Inspection List in each annual report.]*

Attachment A
Facilities/Businesses Prioritized Inspection List

Date Originally Prepared: 05/05/1997

Date Last Updated²: 04/01/11

High Priority Businesses

Name of Business	Address	Type of Business	Has Industrial General Permit?	Comments	Scheduled for Inspection in FY 2010/11 ³
Kraft General Foods	100 Halcyon Dr	Process/Package Coffee, Dry Dessert mixes	Yes		Yes
FedEx National LTL	549 Montague Av	Trucking Terminal	Yes		Yes
Prime Source Building Products	2062 West Avenue 140th	Wholesale Building Materials	Yes		Yes
Ghirardelli Chocolate Co.	1111 139th Av	Chocolate & Cocoa Products	Yes		Yes
Waste Management / Oyster Bay	2615 Davis St	Closed Landfill			Yes
Rodgers Trucking Co.	14327 Washington Av	Trucking Drayage with maintenance Facility	Yes		Yes
San Leandro Radiator & Auto Air	870 Estabrook St	Radiator, heating, and air conditioning repair			Yes
Lancaster Distributing Co.	1995 Davis St	wholesale hardware supplies			Yes
NorCal Kenworth - Bay Area	1755 Adams Av	Truck sales and repair			Yes
Cummins West, Inc.	14775 Wicks Bl	Diesel Engine Sales and Service	yes		Yes
Kindred Hospital	2800 Benedict Dr	Acute Care Hospital			Yes
Pacific Convenience & Fuels LLC	15199 Washington Av	Retail Gasoline Sale			Yes
Nella Oil #23	2180 Merced St	Retail fuel sales			Yes
Davis Street Transfer Station / WMI	2615 Davis St	Refuse & Recycling Transfer Station	yes		Yes
Xtra Oil Company	589 Davis St	gasoline station, store			Yes
Associated Aerospace Activities, Inc.	2502 Williams St	Aerospace mfg	yes		Yes
Berber Food Manufacturing Inc	425 Hester St	Tortilla Manufacturing			Yes
National Construction Rentals	1300 Business Center Dr	Cosntruction Rentals			Yes
Sebring Transport	2100 Carden St	Contract Trucking w/ maintenance	yes		Yes
Water Pollution Control Plant - CSL	3000 Davis St	Wastewater Treatment			Yes
Phelps Auto Wreckers	2622 Eden Rd	Auto Dismantling & Parts Sales	yes		Yes
Crazy Charlie's Fuel	13700 Catalina St	Retail Fuel Station			Yes
USF Reddaway	2375 Polvorosa Av	Trucking	yes		Yes
Davis Street Shell	1944 Davis St	Retail gas sales			Yes
US Ink, A Division of Sun Chemical	14465 Griffith St	Printing Ink manufacturer	yes		Yes
Bancroft 76	500 Bancroft Av	Retail Fuel Sales w/ Maintenance			Yes
Strategic Materials Inc.	1932 Fairway Dr	Glass Recycling	yes		Yes
Grand Gas Station	1401 Grand Av	Retail gas station			Yes
Peterson Power Systems	2828 Teagarden St	Diesel Generator Service/Sales			Yes

² The municipal regional stormwater permit requires an annual update of businesses to inspect.

³ A yes in this column means that a business is scheduled for inspection in the current fiscal year. This column should be updated annually and revisions or updates to the Inspection List are required in each annual report.

ALCO Pump Station Belvedere	2480 Belvedere Av	County Flood Control			Yes
ALCO Pump Station F	2603 Fairway Dr	County Flood Control			Yes
ALCO Pump Station D1	2048 Farallon Dr	County Flood Control			Yes
ALCO Pump Station H	13203 Monarch Bay Dr	County Flood Control			Yes
Peterson Tractor Company	955 Marina Bl	Heavy Equipment Sales & Service			Yes
CalTrans Maintenance Station	600 Lewelling Bl	Fleet Maintenance	yes		Yes
Coca-Cola Bottling Company of Ca	14655 Wicks Bl	Bottled & Canned Soft Drinks	yes		Yes
Aeron Biotechnology	1933 Davis St, #310	analytical laboratory			Yes
Coast Crane Company	14951 Catalina St	Crane Sales/Rental/Service	yes		Yes
Triangle Coatings	1930 Fairway Dr	Solvent-Based Coatings, CFR 446	yes		Yes
ARCO Facility No. 2111	1156 Davis St	Gas Station only			Yes
Wells Fargo	794 Davis St	Bank headquarters			Yes
Eric F. Anderson, Inc.	1066 Beecher St	General contractor - carpentry & cabinetry			Yes
Costco Wholesale	1900 Davis St	Retail Meat Dept. and Bakery, RGO			Yes
SUNKO	14794 Washington Av	Retail Fuel Sales			Yes
Penske Truck Leasing	10755 Bigge St	Truck Leasing & Maintenance Facility			Yes
Monument Gas & Mart	111 E 14th St	Retail gas station			Yes
Cast Aluminum Corporation	667 Whitney St	Aluminum Foundry	yes		Yes
ARCO #0601	712 Lewelling Bl	Retail Gasoline sales			Yes
The Hertz Corp.	1400 Doolittle Dr	Passenger car rental			Yes
Georgia-Pacific Gypsum LLC	1988 Marina Bl	Paper Mill & Warehouse			Yes
KEMAR, Inc	527 Whitney St	Repair of Electrical Motors & Equipment			Yes
San Francisco Foods	14054 Catalina St	Food Manufacturer			Yes
Coast Counties Truck & Equipment Co.	260 Doolittle Dr	Truck/Trailer Service, Sales, Leasing			Yes
Nella Oil #453	1805 Doolittle Dr	retail fuel sales - cardkey facility			Yes
General Foundry Service Corp.	459 Hester St	Aluminum Foundry			Yes
U.S. Gas DBA Union Central	1935 Washington Av	Independent Gasoline Dealer and Shop			Yes
PCC Structurals	414 Hester St	Ferrous metal investment casting			Yes
Metro Poly Corp.	1651 Aurora Dr	Film Blown Plastics and Extrusions	yes		Yes
Avis Rent A Car	390 Doolittle Dr	Auto Rental			Yes
Techco Gas	15201 Washington Av	Retail Gasoline Sale			Yes
Nella Oil #29 DBA Flyer's	14880 E. 14th Street	Gasoline Station			Yes
Bancroft Shell	1285 Bancroft Av	Service Station			Yes
Bigge Street Investors	10901 Bigge St	Operators of commercial buildings	yes		Yes
ALCO Iron & Metal Co.	1091 Doolittle Dr	Retail and Scrap Metal Processing and Sales	yes		Yes
Marcheschi Properties - FMC	1366 Doolittle Dr	Lessor Commercial Property			Yes
Scandic Springs	700 Montague Av	Stamped & Coiled Metal Springs Mfg			Yes
Redemco LLC	880 Doolittle Dr	Contaminated site cleanup			Yes
Public Safety Building - CSL	901 E 14th St	Police Dept			Yes
Public Works Service Center - CSL	14200 Chapman Rd	Facilities Support Services			Yes
Marina - CSL	40 San Leandro Marina	city marina			Yes
Fire Sta 9 - CSL	450 Estudillo Av	Fire Station			Yes
All Star Gasoline	999 Macarthur Bl	Retail Gasoline Sales			Yes
Will's Fresh Foods, Inc.	1991 Republic Av	Salad mfg; potato, pasta, carrot	yes		Yes
Fleetwash, Inc.	1756 Timothy Dr	Mobile vehicle washing			Yes

Waste Mgmt Landfill Gas Facility	2615 Davis St	Landfill Gas Extraction/Flare Station			Yes
Premier Gasoline & Snacks	15018 Hesperian Bl	Retail Gasoline & convenience store			Yes
Nor-Cal Moving Services	2001 Marina Bl	Trucking (moving) with Storage	yes		Yes
Olson & Co. Steel	1941 Davis St	Structural Steel Fabrication	yes		Yes
SBC Pacific Bell/ AT&T	15125 Hesperian Bl	phone service center			Yes
Dependable Highway Express (DHE)	3199 Alvarado St	Warehousing and Distribution w/ Maint	yes		Yes
F.H. Dailey Chevrolet Motor Co.	800 Davis St	Auto Dealership with Repair Services			Yes
Estes Express Lines	1750 Adams Av	Trucking Commodities/Maintenance	yes		Yes
KS Automotive	14801 Catalina St	Plastic injection molding	yes		Yes
Kennerley-Spratling	2116 Farallon Dr	Plastic Injection Molding	yes		Yes
ARCO Station No. 2162	15135 Hesperian Bl	Auto Shop/Gas Station			Yes
Martin Auto Color Inc	2088 Wayne Av	Automotive and Industrial Paint			Yes
Safeway UST - #040737	2000 Adams Av	Fleet Maint for Milk Plant			Yes
Federal Express Corp.	1601 Aurora Dr	Fleet Maintenance Facility	yes		Yes
Marina Shell	2175 Marina Bl	Retail Fuel Sales			Yes
Marina Food Mart	2180 Orchard Av	Retail Fuel Sales			Yes
NELCO, Inc.	1840 Williams St	Fabrication of lead x-ray shielding			Yes
Davis Street Shell	1944 Davis St	Retail gas sales			Yes
Raintree Car Wash	14610 Washington Av	Car Wash/Gas Station			Yes
Johnson Western Gunite Company	940 Doolittle Dr	Concrete/Gunite Construction			Yes
Stericycle, Inc.	1345 Doolittle Dr, Ste C	Medical Waste Storage/Treatment Facility			Yes
Western States Oil Co.	2709 Teagarden St	Retail fuel and oils sales and distribution			Yes
Best Concrete Steps	820 143rd Av	manufacture/precast concrete products	yes		Yes
Kelly's Truck Repair	495 Hester St	Industrial Truck Repair			Yes
Foamex Innovations	2451 Polvorosa Av	Polyurethane mfg	yes		Yes
W. C. Rose Company	2399 Davis St	Scrap Metal Dealer	yes		Yes
Reliable Powder Coatings	1577 Factor Av	Metal Coatings			Yes
Gan Trans	800 Carden St	trucking company			Yes
Richards Automotive Service	1495 Hays St	Auto Repair and Maintenance			Yes
Otis Spunkmeyer, Inc. - Cookie	14380 Catalina St	Bakery products, fresh and frozen	yes		Yes
Otis Spunkmeyer, Inc. - Muffin	14490 Catalina St	Bakery Products	yes		Yes
UPS Freight	3050 Teagarden St	Trucking terminal with fleet maintenance	yes		Yes
Dependable Furniture Mfg.	888 Doolittle Dr	Mfg wood office furniture	yes		Yes
Ridge Cast Metals Corporation	1554 Doolittle Dr	Cast & Ductile Iron Foundry	yes		Yes
San Leandro Valero	1088 Marina Bl	Retail Fuel Sales			Yes
Tony Lema Golf Course Closed Landfill	13800 Monarch Bay Dr	Closed landfill/golf course			Yes
Saag's Products, Inc.	1799 Factor Av	Sausage mfg.	yes		Yes
Valero Gas & Food	14798 Washington Av	Retail gas station			Yes
Alameda County Industries, Inc.	610 Aladdin Av	Trash hauler and recycling center	yes		Yes
Georgia Pacific Corrugated LLC	2800 Alvarado St	Flexible Packaging	yes		Yes
Caltrans Equipment Shop 4	1993 Marina Bl	Fleet Maintenance	yes		Yes
ePoly Star, Inc.	2085 Burroughs Av	Plastic bag manufacturer	yes		Yes
American Medical Response	642 143rd Av	Fleet Maintenance	yes		Yes
Eden Medical Center, S L Campus	13855 E 14th St	Hospital Health Care			Yes
L-3 Pulse Sciences	2700 Merced St	High Energy Testing Equipment for DOD	yes		Yes

Airgas Northern California & Nevada	1592 Doolittle Dr	Compressed Gases			Yes
Valley Development	2595 Alvarado St	Commercial Property owner / UST owner			Yes
Safeway Milk Plant - #040737	2000 Adams Av	milk and fruit juice processing and packaging	yes		Yes
Bigge Crane & Rigging Company	10700 Bigge St	Heavy Equipment Service	yes		Yes
Chevron Station #90176	1117 E 14th St	Retail Gasoline Station w/ convenience store			Yes
Ransome Company	1933 Williams St	General Contractor Ofc & Corp yard	yes		Yes
General Foundry Service Corp.	1360 Business Center Pl	Aluminum foundry	yes		Yes
San Leandro Gas & Car Wash	1990 E 14th St	Retail gasoline station & car wash			Yes
Bigge Crane & Rigging Company	10700 Bigge St	Heavy Equipment Service	yes		Yes

Total number of businesses 128

Low Priority Businesses

Name of Business	Address	Type of Business	Has Industrial General Permit?	Comments	Scheduled for Inspection in FY2010/11
Hill & Sons	2591 Nicholson St	Off set printer	No		Yes
Nextel of California [Ashland Site CA-0692]	14895 E 14th St	cell phone site	No		Yes
Nextel of California CA2187 [I580@ Fulton Av]	580 Estudillo Av	cell phone site	No		Yes
Sprint United Management Co. SF36XC017	1933 Davis	cell phone site	No		Yes
Sprint Cell Site SF 13XC304	14970 Catalina	cell phone site	No		No
Sprint/United Management Company	433 Estudillo	cell phone site	No		No
Nextel Cell Site	1777 Neptune	Cell phone site	No		No
Nextel Cell site CA2681	1234 E. 14th	cell phone site	No		No
Sprint/United Management Co.	1933 Davis	Cell phone site	No		No
Sprint/United Management Co.	530 E. 14th	Cell phone site	No		No
Sprint/United Management Co.	15125 Hesperian	cell phone site	No		No
Sprint/United Management Co.	2800 Benedict	cell phone site	No		No
Sprint/United Management Co.	1688 Abrams	Cell phone site	No		No
Sprint Cell Site SF60XC425	1845 Lewelling	Cell phone site	No		No
Nextel of California CA1167	2090 Farallon Drive	cell phone site	No		Yes
At&t 28215	14895 E. 14th Street	cell phone site	No		Yes

Trailer Haven	2399 E 14th St	Trailer Park - Long Term	No		Yes
Hanbang Sauna	14075 E 14th St	sauna	No		Yes
Adaro Engine & Equipment, Inc.	1001 San Leandro Bl	Lawn Mower Engine repair	No		Yes
VERIZON Wireless Hwy 238/880	536 Lewelling Bl	Unstaffed cell site	No		Yes
VERIZON Wireless Bayfair	14895 E 14th St	Unstaffed cell site	No		Yes
VERIZON Wireless HWY 880/Davis	1933 Davis St, Suite 218	Unstaffed cell site	No		Yes
VERIZON Wireless San Leandro South	655 Marina Bl	Unstaffed cell site	No		Yes
T-Mobile West Corp. (BA12036)	15056 Farnsworth	cell phone site	No		Yes
Diamond Manufacturing	1767 Timothy Dr	welding job shop	No		Yes
Diamond Manufacturing	1775 Timothy Dr	welding job shop	No		Yes
Coast Tool Company	2099 Edison Av	Machine Tool Distributor	No		Yes
At&t-14766	1465 Factor, Avenue	Cell Site	No		No
At&t-14738	699 Lewelling , Blvd.	cell phone site	No		No
At&T- 28480	433 Estudillo , Avenue	cell phone site	No		No
Sprint Cell Site SF54XC010	3007 Teagarden	cellular phone company	No		Yes
Timberlake Respiratory Care & Home Medical Equipment	2953 Teagarden	medical oxygen supply	No		Yes
Panico's Auto Service	2029 Alvarado St	General Automotive Repair	No		Yes
Ridout Roofing	621 Williams St	roofing contractor	No		Yes
United Refrigeration	2405 Verna Ct	supply company	No		Yes
McKevitt Volvo	467 Marina Bl	Automotive Dealer New	No		Yes
Jiffy Lube Store 1158	15015 Hesperian Bl	Auto Service	No		Yes
7 Up Bottling Company of San Francisco	2009 Farallon Dr	Warehouse Distribution	No		Yes
Doral's Auto Repair	2000 Merced St	Auto repair - General	No		Yes
Truck Toyz, Inc	2368 Davis	bed liners, auto parts/install	No		Yes
Sun Chemical Corp.	1599 Factor Av	Formulation of Printing Inks	Yes		Yes
Kaady Chemical Corp.	2118 Adams Av	Car wash chemical distribution	No		Yes
Dakota Press, Inc.	14400 Doolittle Dr	Commercial Offset Printing	No		Yes
Duarte's Towing	597 Castro St	Vehicle Towing Svc	No		Yes
Quality Tune-up Shops #32	14901 E 14th St	Auto Tune-Up, Lube & Smog Work	No		Yes
Target T-1428	15555 E 14th St	Retail Variety Store	No		Yes
Bayfab Metals, Inc.	870 Doolittle Dr	Sheet Metal Shop	No		Yes
Japan Engines, Inc.	1951 Williams St	Used Engine importer / Wholesaler / rebuild	No		Yes
San Leandro M B, Inc.	2233 Washington Av	Auto Service and Repair	No		Yes
Vic Mufflers and Auto Repair	1244 Doolittle Dr	Auto Repair	No		Yes
The Garage Body Shop	14336 Washington Av	Auto Body Repair	No		Yes
City Auto Supply	14300 Catalina St	Auto parts warehouse and distributor	No		Yes
Western Waterproofing Company	650 Whitney St	Building Restoration	No		Yes
Trinet Group, Inc.	1100 San Leandro Bl	Human Resources outsource services	No		Yes

HD Supply Construction	1140 Beecher St	Industrial supplies Wholesale	No		Yes
Five Star Auto Service	2025 Alvarado St	Auto Repair	No		Yes
Swiss Valley Cleaners	1395 Macarthur Bl	Retail cleaners wet & dry	No		Yes
Red Arrow Printing	2337 Verna Ct	Offset Printing	No		Yes
A.G. Ferrari Foods	14234 Catalina St	Food production and distribution	No		Yes
CVS Pharmacy #9635	1188 E 14th St	Retail Store with propane sales	No		Yes
Anchor Distribution Services	2950 Merced St	Warehousing & Distribution	No		Yes
Davis Cleaners	1290 Davis St	Retail cleaners wet & Dry	No		Yes
Sunshine Cleaners	223 E 14th St	Retail cleaners wet & Dry	No		Yes
Superior Lift Trucks Inc.	14315 Washington Av	Forklift sales & service	No		Yes
ACCO Engineered Systems	1133 Aladdin Av	AC & Plumbing Contractor/Sheet Metal Shop	No		Yes
San Leandro Auto Care	14590 E 14th St	Auto Repair	No		Yes
Akido Printing	2096 Merced St	printing company	No		Yes
San Leandro Auto Service	920 Estabrook St, Suite D	Auto Repair	No		Yes
Wheel Works	1050 Marina Bl	Auto repair, tire sales & service	No		Yes
CLF Warehouse	2783 Teagarden St	Wholesale Parts Distributor	No		Yes
California Color Source	2100 Adams Av	Wholesale sales and distribution Paints	No		Yes
K Auto Tech	497 E 14th St	Auto repair (no body work)	No		Yes
Basco Drywall & Painting	829 Estabrook St	Paint Contractor	No		Yes
US Air Conditioning Distributors	1951 Fairway Dr	Air Conditioning Equipment Distributor	No		Yes
Edwards Heat Treating	642 McCormick St	Metal Heat Treatment	No		Yes
Gary's Sandblasting	2521 Williams St	Sandblasting job shop	No		Yes
Van-Mulder Sheet Metal, Inc.	1501 Doolittle Dr	Manufacture/install architectural sheet metal	No		Yes
United Textile, Inc.	751 143rd Av	Textile converter/recycler	No		Yes
Tow World	2100 Davis St	tow truck manufacturer	No		Yes
New Cingular Wreless PCS 14807	50 East Lewelling Blvd	Cell Site	No		No
Oil Changers Inc. # 105	1700 E 14th St	Automotive Lubricating Service	No		Yes
Apria Healthcare Group, Inc.	2476 Verna Ct	Medical Gas Supplier	No		Yes
Dunbar Armored	593 Whitney St	Armored Car Maintenance	No		Yes
Adams Precision Screen Printing, Inc.	704 Whitney St	Screen printing and graphics	No		Yes
L.A. Smith & Sons	903 Williams St	Auto Body repair & painting	No		Yes
Specialty Manufacturing	2035 Edison Av	Boat Jet Drive mfg	No		Yes
BART San Leandro Substation (ASL)	1401 San Leandro Bl	Mass Transit	No		Yes
BART Bay Fair Substation (ABF)	15242 Hesperian Bl	Mass Transit	No		Yes
In-n-Out Burger	15575 Hesperian Bl	Restaurant	No		No
Bally Total Fitness	567 Floresta Bl	Fitness Club	No		Yes
Concentra Medical Center	2587 Merced St	out patient medical facility	No		Yes
Rosalinde & Arthur Gilbert Foundation	2013 Farallon Dr	Stormwater O&M	No		No

President HOA	1057 MacArthur Bl	Stormwater O&M	No	No
East Bay Auto Care	14285 E 14th St	Auto Service & Repair	No	Yes
A & C Auto Body & Frame	295 139th Av, Ste A	Auto Body Shop	No	Yes
ProTransport-1, LLC	1471 Doolittle Dr	Medical Transport (non-emergency)	No	Yes
John's Mobile Truck Services	799 Fremont Av	General Repair	No	Yes
Arnerich Automotive Services	14995 Farnsworth St	General Auto Repair	No	Yes
O'Reilly Auto Parts #2850	2396 E 14th St	Retail auto parts	No	Yes
Spar Sausage Company	688 Williams St	Hot dog mfg	No	Yes
Washington Care & Rehab Ctr	14766 Washington Av	Convalescent Facility	No	Yes
Four Seasons Cleaners	13778 Doolittle Dr	Retail cleaners wet & dry	No	Yes
Fashion Cleaners	566 Dutton Av	Retail cleaners wet & Dry	No	Yes
J. C. Auto Repair	735 Macarthur Bl	Automotive Repair Shops, N.E.C.	No	Yes
Padilla Landscape Management	14118 Washington Av	Landscape business	No	No
S & K Auto Repair	14429 E 14th St	Automotive Repair	No	Yes
Cabrillo Hoist	14160 Washington Av	Construction hoists, service and maintenance	No	Yes
Home Depot	1933 Davis St	Retail Hardware	No	No
Volvo Construction Equipment	1944 Marina Bl	Compressor service & sales	No	Yes
Fire Sta 12 - CSL	1065 143rd Av	Fire Station	No	Yes
Russell Heath Cleaners	1056 E 14th St	Retail cleaners wet & dry	No	Yes
California Environmental & Litho, Inc.	2106 Adams Av	Photochemical supplier & Ag recovery Svc	No	Yes
Raito Inc.	1660 Factor Av	Geosystems Construction/ground stabilization	No	Yes
Precision Die Cutting	150 Doolittle Dr	Film printing/material converting	No	Yes
S & S Automotive	14127 Washington Av	Engine Rebuilding, Machine Shop	No	Yes
Simmons Mattress Company	1700 Fairway Dr	Mattress Manufacturer	No	Yes
George Oren Tire Company	2823 Alvarado St	Retail sales & installation auto tires	No	Yes
Automotive Center of San Leandro	2482 Teagarden St	General Auto Repair	No	Yes
Allied Refrigeration	2175 Adams Av	Wholesale Refrigeration Parts, Equip, Supplies	No	Yes
TK Services, Inc.	2161 Adams Av	Refrigerated Truck Repair & Maintenance	No	Yes
Light Transport Express	3012 Alvarado St	Trucking local without storage	No	Yes
H/T Auto Repair & Service	14330 Washington Av	Auto Repair	No	Yes
Andritz Separation	13880 Catalina St	industrial centrifuge mfr and repair	No	Yes
German Autocraft	301 E 14th St	Auto Repair	No	Yes
Auto Tech -1	14856 Washington Av	Auto Service and Repair	No	No
Saia Motor Freight Line, Inc.	1755 Aurora Dr	Trucking, Except Local (Terminal Only)	No	Yes
S & K Automotive Company, LLC DBA Purrfect Auto Service 102	1946 Davis St	Auto Repair	No	Yes
Champion Automotive Inc.	585 Macarthur Bl	Auto Repair	No	Yes

Bayfair Center	15555 E. 14th, Ste. 350	Retail	No		No
Graphic Sciences	2523 Grant Av	Ink manufacturer	No		Yes
Sprint Nextel Cell Site FN03XC005	536 Lewelling Bl	Cell site	No		No
Sutherland & Sutherland	14082 Washington Av	Auto Repair	No		Yes
Monarch Bay Golf Club	2599 Fairway Dr	Golf Course	No		No
Clayworth Healthcare	14183 Catalina St	Durable Medical Goods	No		No
BMC of San Leandro	1970 Republic Av	Auto Body & Paint	No		No
Windsor Square Auto Service	1900 Lewelling Bl	General Auto Repair	No		No
State Roofing Systems	15444 Hesperian Bl	Roofing Contractor	No		No
Wycen Foods, Inc.	560 Estabrook St	Meat processor	No		No
American Truck Fleet Service	1791 Neptune Dr, Suite B	Truck sales and service	No		No
Summit Associates	869 Estabrook St	Construction materials testing lab	No		No
The Sports Authority	1933 Davis St	Retail Sporting goods	No		No
Acoustical Material Services	701 Fremont	Building Supplies	No		No
CVS Pharmacy #9876	699 Lewelling Bl	Retail store	No		Yes
Nohr's Automotive	1940 Washington Av	Auto repair/ maintenance	No		Yes
Diesel Marine Electric	415 E 14th St	Engine Repair	No		Yes
World Imported Car Service	355 E 14th St	Auto Repair/Service	No		Yes
Advanced Tech Collision Center	2835 Miller Street	auto repair, body work & paint	No		Yes
Champion Carpet & Wood Service	2389 Verna Ct	Carpet Cleaning & Wood Finishing/Painting	No		Yes
Camping World RV Rentals	420 San Leandro Bl	RV rentals	No		Yes
Bizpie Ramen, Inc.	1798 Timothy Dr	Instant ramen noodle preparation (fried)	No		No
Melody Cleaners	15025 Farnsworth St	Laundry Wet & Dry	No		Yes
San Leandro Rifle and Pistol	3001 Davis St	Rifle and Pistol Range	No		Yes
Profitability of Hawaii	14739 Catalina	Business Services NEC	No		Yes
Class A Auto Care	695 Thornton St	General Auto Repair	No		Yes
Dry Clean USA	1322 Washington Av	Dry Cleaners	No		Yes
Cherry City Cleaners	1620 Washington Av	Laundry Wet & Dry	No		Yes
Loma Verde Properties	1951 Fairway Dr	Trucking with warehousing	No		Yes
Pavel's Yogurt	14710 Wicks Bl	Yogurt manufacturing from fluid milk	No		No
True World Foods	1815 Williams St	Seafood Preparation & Distribution	No		Yes
LYRU Engineering, Inc.	965 San Leandro Bl	Sheet Metal Shop	No		No
Home Town Buffet	212 Greenhouse Market Place	restaurant	No		No
San Leandro Senior Housing	232 E. 14th	Senior Housing	No		No
JM Machine Shop	212 San Leandro Bl	machine and sheet metal shop	No		Yes

San Leandro Hyundai Kia	765 Marina Bl	auto service center	No		No
Dal Tile & Stone	2303 Merced St	marble and Tile distributing	No		No
510 Auto Sport	1948 Davis St, A	General Automotive Repair	No		No
Hansen Fire Equipment	536 Lewelling Bl, #C	Fire extinguisher/protection sys svcs	No		No
Drive Line Service of S.L.	2474 Teagarden St	Driveshaft Repair and Balancing	No		No
Wright's Automotive Service	621 Fargo Av	Auto Repair	No		No
The Pep Boys	14845 E 14th St	General Automotive Repair & Parts Distributor	No		Yes
Production Robotics	562 Whitney St	Machine Shop	No		Yes
Alameda Applied Sciences Corp	3077 Teagarden St	Commercial Physical R&D	No		Yes
Ashlock Company	855 Montague Av	Mfr/Repair Food Processing Equipment	No		Yes
Firelight Glass	844 Doolittle Dr	Manufacturing-Glass/candles	No		No
ALCO Pump Station Robert's Landing	15670 Anchorage Dr	County Flood Control	No		No
Production Distributing	2395 Washington	Car wash products distributor	No		No
Ace Truck Repair	1906 Williams St	General automotive repair	No		No
Marina Square Auto Center	2085 Wayne Av	Geneal Auto Repair	No		No
Coca-Cola Bottling Co. (Vending)	2025 Pike Av	Vending Equipment Warehouse	No		No
Coca-Cola Bottling Co. (Forklift Maint)	2077 Pike Av	Forklift Maintenance	No		No
W. F. Anderson Electrical	1850 Williams St	Electrical Contractor	No		No
Worldwide Filter	1689 Abram Ct	Mfg Aircraft parts / Aux Equipment NEC	No		No
Innovative Auto & Truck Service	2220 Davis St	Automotive Repair	No		No
Universal Auto Repair	14320 Washington Av	General Auto Service/Repair	No		No
Pacific Coast Laboratories, Inc.	1031 San Leandro Bl	Mfg ear plugs & communication devices	No		No
Corpro Companies	2799 Miller St	Corrosion engineering & Equip installation	No		Yes
Argon Hydraulic	2553 Williams St	Hydraulic systems maintenance & repair	No		No
Express Freight Systems	2027 Williams St	Trucking Facility w/ Maint, Stormwater O&M	No		No
Humboldt Instrument	792 Montague Av	Machine Shop	No		Yes
Unimax Auto Craft	1724 Timothy Dr	Auto Body Shop	No		No
CalTrans (Delineation & Signs)	15525 Hesperian Bl	Maintenance	No		No
Pacific Pulmonary Services	619 McCormick Av	Home Oxygen Supply	No		No
Barstad & Donicht	795 Aladdin Av	Truck accessories sales & installation	No		No
East Bay Dischargers Authority	14150 Monarch Bay Dr	Dechlorination facility for treated wastewater	No		No
M-T Metal Fabrication	536 Lewelling Bl	Metal fabrication job shop	No		No

Delta Catalina	14709 Catalina St	Vacant spec office w/ diesel generator	No		No
Blue Coupe Partners, Inc.	1437 Doolittle Dr	Specialty Food Wholesale Distributors	No		No
Brake & Wheel Center	1805 Washington Av	Auto Repair	No		No
Bay Cities Produce Co., Inc.	2109 Williams St	Produce wholesale distribution	No		No
Little Red's Auto Collision	2625 Nicholson St	Auto Body Repair	No		No
Penhall	13750 Catalina St	contractor	No		No
San Leandro Honda	1302 Marina Bl	New & Used Car Dealership	No		No
Midas Auto Service Center	13745 E 14th St	Auto Service & Muffler Shop	No		Yes
Big O Tires	2201 Washington Av	Auto Repair	No		Yes
Borden Lighting	999 Montague Av	Commercial lighting manufacture	No		No
Leslie's Pool Supplies Store #643	15100 Hesperian Bl, 400-C	Retail pool & spa supplies	No		No
Hilton Garden Inn	510 lewelling	hotel	No		No
Fantastic Cleaners	15225 Washington Av	Dry Cleaner	No		Yes
Edwards Welding	296 139th Av	Welding	No		Yes
Fire Sta 10 - CSL	2194 Williams St	Fire Station	No		No
Fire Sta 11 - CSL	14903 Catalina St	Fire Station	No		No
Refrigeration Supplies	436 Hester St	refrigeration supply, wholesale	No		Yes
Bayfair Auto Repair	14825 E 14th St, #B	General Automotive Repair	No		No
Bancroft Cleaners	625 Bancroft Av	Retail cleaners dry & wet	No		No
Walgreens #7274	1456 136th Av	Retail store w/ photo processing	No		No
Walgreens #2426	15500 Washington Av	Retail store w/ photo processing	No		No
CNH America LLC	1919 Williams St	Agricultural Equipment Warehouse & Distrib.	No		No
Interstate Brands Corporation	833 Montague Av	food sales	No		No
BRCP San Leandro Industrial, LLC	2020 Williams St	Lessor Commercial Property	Yes		No
Hesperian Car Wash	15018 Hesperian Bl	Carwash	No		No
Caltool	470 Hester St	parts distributor	No		No
Bay Area Veterinary Medical Group	14792 Washington Av	veterninary	No		No
Super Oil Change & Tune Up	14675 E 14th St	Auto Repair Shop	No		No
Bay Area Transmission & Complete Auto	1672 E 14th St	Automotive repair	No		No
K Mart	250 Floresta Bl	Retail store	No		Yes
PG&E - Estudillo Substation	1407 Grand Av	Utility substation	No		Yes
PG&E - Ward Substation	683 Ward Street	Utility substation	No		Yes
PG&E - U Substation	13939 Washington Av	Utility substation	No		Yes

PG&E - Grant Substation	2539 Grant Av	Utility substation			Yes
Moeller Brothers Body Shop	539 Lewelling Bl	Body Shop	No		No
Oscar's Auto Body & Towing	525 San Leandro Bl	Autobody Repair and Painting	No		No
Sherwin- Williams	1033 Montague Av	Paint Distributer	No		No
State of California BAR Lab	2265 Polvorosa Av, Suite 310	Vehicle Repair Investigations	No		Yes
Walmart Store #2648	1919 Davis St	Retail Variety Store	No		Yes
Triangle Digital	2125 Williams St	Oil Base Ink Research & Development	No		Yes
Talbot's Truck Painting	650 Marina Bl	Auto & Truck Painting	No		Yes
Santiago & Delia Guitron	2370 Marina Bl	Condominiums, Stormwater O&M	No		Yes
Stewart Superior Corporation	2050 Farallon Dr	Pads, Inking and Stamping	No		Yes
Berkeley Advanced Biomaterials	1933 Davis St, #307	biotech	No		Yes
Cultured Marble Products	2701 Merced St	countertop manufacture	No		Yes
Norcal Waste Equipment Co.	299 Park St	equipment manufacture	No		No
American Underwater Products	2002 Davis St	manufacture diving gear	No		Yes
Industrial Nuclear Co.	14320 Wicks Bl	X-Ray Testing Svc	No		No
Coordinated Wire Rope of No. CA	300 San Leandro Bl	wire rope distributor	No		No
MV Transportation	1944 Williams St	Truck Terminal with Wash Facility	No		No
SSF Reality Fund	2450 Alvarado St	Real estate development, Stormwater O&M	No		No
Union Auto Repair	14078 Washington Av	Auto Repair	No		No
Roller Press Inc. DBA Columbia Graphix	2725 Miller St	Offset Printing	No		No
ERI (Energy Recovery Inc.)	1717 Doolittle Dr	Ceramic products manufacturing	No		No
San Leandro Surgery Center	15035 E 14th St	Outpatient Ophthalmic Surgery	No		No
N.V. Heathorn	1155 Beecher St	General Construction Industrial	No		No
Cost U Less	2055 Burroughs Av, Ste B	warehouse durable goods w/o fleet maint	No		No
Hudson Flooring Sales	2712 Teagarden St	Wholesale flooring	No		No
SBC Pacific Bell	1661 Doolittle Dr	Telephone utility field svc center	No		No
Applied Fusion	1914 Republic Av	Sheet metal welding shop	No		No
Applied Fusion	1915 Republic Av	Laser Welding	No		No
KS Automotive	14801 Catalina St	Plastic injection molding	No		No
Kennerley-Spratling	2116 Farallon Dr	Plastic Injection Molding	No		No
Columbia Cosmetics	1661 Timothy Dr	Cosmetics mfg	Yes		No
Suburban Propane	10620 Bigge St	LPG distribution	No		No
W. W. Grainger, Inc.	444 Doolittle Dr	wholesale distribution commercial products	No		No

Custom Mike's Body Shop	14332 Washington Av	Auto Body Repair	No	No
Apollo	14273 Washington	RV Rental	No	No
Extra Space Storage	14340 Washington Av	Stormwater O&M	No	No
Diamond Manufacturing	1763 Timothy Dr	Metal Fabrication	No	Yes
Walmart Store #5434	15555 Hesperian Bl	Retail Variety Store	No	Yes
1 Hour City Cleaners	1077 MacArthur Bl	Retail cleaners wet & dry	No	Yes
Metro PCS Inc. (SF18880A)	933 Macarthur Bl	Cell site	No	Yes
CVS Pharmacy #0414	14869 E 14th St	Retail Store	No	Yes
Eden Healthcare Township District	13889 E 14th St	Public Health Care Administration	No	Yes
Spectrum Body and Paint	760 139th Av	Auto Body Repair	No	Yes
Paul M. Wolff Company	854 Williams St	Concrete floor Treatments	No	Yes
C & J Automotive	1996 Alvarado St	Auto Repair	No	No
Ariana Worldwide Logistics/ Harris Auto Inc.	2091 Williams St	Used vehicle exporter	No	Yes
Fabrix Digital	857 Thornton St	Printing of T-shirts & banners	No	No
Kentucky Fried Chicken #266	2187 Merced St	fast food restaurant	No	No
Drake's Brewing	1933 Davis St, Ste 177	Brewery	No	No
Cleaire Advanced Emission Control	14333 Wicks Bl	Diesel engine emmision controls	No	No
Marathon Packing	1000 Montague Av	Packing of edible oils and sauces	Yes	No
Oberti Wholesale Foods, Inc.	14471 Griffith St	Wholesale Meat Processing & Distribution	No	No
Chilis Bar & Grill	15555 E 14th St, Ste 366	Restaurant	No	No
Cooks Collision of San Leandro	2763 Teagarden St	auto body repair and painting	No	No
T-Mobile West Corp. Site (BA22524)	1845 Lewelling Bl	Unmanned Telecomm Site	No	No
Kizanis Custom Cabinets	2483 Washington Av	Wood Cabinet Construction	No	No
Orchard Supply Hardware	300 Floresta Bl	Retail hardware	No	No
SLUSD 9th Grade Campus	13900 E 14th St	Public School K-12; Stormwater O&M	No	Yes
Weber's Quality Meat Inc.	990 Carden St	Wholesale Meat Processing and Distribution	No	Yes
Bumper Doc	14140 Washington Av	Auto Body Repair	No	Yes
Suzuki & Mitsubishi of San Leandro	575 Marina	Auto dealership	No	No
Specialty Graphics, Inc.	1998 Republic Av	Printing	No	No
Carrier Corporation, CCS	600 McCormick St.	HVAC	No	Yes
Farrelly Pool - CSL	864 Dutton Av	Community Services	No	Yes
Auto Body Express	509 Estabrook St	Auto Body Repair	No	No
Shepherd & Son, Inc.	683 Thornton St	Painting Contractor	No	No
Bakery Street, Inc.	1465 Factor Av	Bakery Products, cookies and cakes	No	No

Absolute Body & Truck Repair	210 San Leandro Bl	Auto Body Shop	No		No
Bayside Business Park	1200 Business Ctr Dr	POA for Stormwater O&M	No		No
Star Tam	14497 Wicks Bl	Battery Repair/Sales	No		No
Bluewater Environmental Services, Inc.	2075 Williams St	Abatement/Demolition contractor	No		No
Popeye's Chicken & Biscuits	13808 E 14th St, E	Restaurant	No		No
Group II Body & Paint	534 Lewelling Bl	Auto Body Paint	No		No
Kone Inc. (Kone Elevator)	15021 Wicks Bl	Elevator, Escalator Repair and Maintenance	No		No
ALCO Iron & Metal Co.	2140 Davis St	Wholesale-Retail metal sales new & recycled	No		No
Specialty Warehouse	888 Carden Street	Sheet metal specialties	No		No
ePAC Technologies, Inc.	2561 Grant Av	Printer	No		No
Complete Jaguar Service	633 San Leandro Bl	Auto Repair	No		No
Al Lunardi & Sons Meat Company, Inc.	570 Williams St	Meat Packer	No		No
Norco Printing	440 Hester St	Commercial offset printer	No		No
Intertile	2300 Polvorosa Dr	marble/stone, Stormwater O&M	No		Yes
James Auto & Truck Service	2395 Washington Av	Auto Repair	No		Yes
Machine Logics, Inc	14733 Catalina St	Machine shop	No		Yes
Halus Power Systems	2539 Grant Av	Remanufactured commercial wind turbines	No		Yes
Nelson's Body Shop	512 Marina Bl	Automotive Body Shop	No		Yes
SLUSD High School	2200 Bancroft Av	Public School K-12; Stormwater O&M	No		Yes
El Torito	5 Monarch Bay Dr	Restaurant, Mexican	No		Yes
OEM Automatic Transmission Parts	2370 Davis St	Torque Converter remfg. & Parts Sales	No		No
The Ford Store San Leandro	1111 Marina Bl	New Automotive Dealership	No		No
Maaco	250 San Leandro Bl	Auto Body Repair & Painting	No		No
M.A.R.'s Engineering Co.	699 Montague Av	Machine Shop	No		No
CraneWorks, Inc.	2585 Nicholson St	overhead crane mfg, installation & service	No		No
Western Roofing Service	15002 Wicks Bl	Roofing company	No		No
Horatio's Restaurant	60 San Leandro Ma	Restaurant Retail	No		Yes
Odwalla, Inc.	2996 Alvarado St, F-H	Warehousing of cooler cases	No		Yes
Odwalla, Inc.	2984 Alvarado St, A-B	Warehousing of cooler cases	No		Yes
Nan Fang Distribution	2100 Williams	distribution warehouse	No		Yes
CVS Pharmacy #9942	1401 Washington Av	Retail Store	No		Yes
San Leandro Color	555 E 14th St	paint retail & whosale sales	No		No
Natura Pet Products	591 Montague Av	Pet Food mfg	No		No
Trans Time	3021 Teagarden St	Cryogenic svc Health care Nec	No		No

Schindler Elevators	555 McCormick St	elevator supply and maintenance	No		No
San Leandro Unified School District	1145 Aladdin Av	Facilities support & maintenance site	No		No
SMI Construction, Inc.	595 Montague Av	Stainless sheet metal fabrication	No		No
Carrier Corporation, CCS	1951 Fairway Dr	HVAC	No		No
Fairmont Cleaners	1354 Fairmont Dr	Dry Cleaner	No		No
Nextel Communications- CA-0292	1688 Abram Court	Cell Site	No		No
Nextel Communications	10700 Bigge St	cell phone site	No		No
Nextel Communications, CA-2356	15000 Farnsworth Street	cell phone site	No		No
Nextel Communications- CA-0807	536 Lewelling Blvd	cell phone site	No		No
Nextel Communications CA-2511	2450 Washington	cell phone site	No		No
Tap Plastics	3011 Alvarado St	Plastic Dealer	No		Yes
Tuscany's Bar Grill & Naan House	15015 E 14th St	Restaurant	No		Yes
UPS Mail Innovations	3004 Alvarado St, Ste G	Mail Sorting Service	No		Yes
Taco Bell	15099 Hesperian	fast food restaurant	No		No
Comcast Fiber HUB	2850 Marina, Blvd	Communicaitons site	No		No
City Hall - CSL	835 E 14th St	City Admin.	No		No
Boys & Girls Club - CSL	401 Marina Bl	Community Services	No		No
Main Library - CSL	300 Estudillo Av	Library Services	No		No
Roofing Supply Group	1588 Doolittle Dr	Roofing Supply	No		Yes
Cintas	777 139th Av	Distributor of aqueous parts washers	No		Yes
Albertson's #7071	1300 Fairmont Dr	Grocery Store	No		Yes
At&T 516604	1100 Fulton	cell phone site	No		No
AT&T	655 Marina	cell phone site	No		No
AT&T- 50419	100 halcyon	cell phone site	No		No
AT&T 44744	13800 Monarch Bay Drive	cell phone site	No		No
RJ Gordon Construction, Inc.	100 Pershing Dr, PROW	Short-term line flushing for water utility	No		No
At&t Mobility (27313)	14870 Wicks	cell phone site	No		No
T-Mobile West Corp. (BA12762Z)	15099 Wicks Bl	cell phone site	No		No
T-Mobile West Corp. (BA002081A)	952 Fulton Av	Cell Site	No		No
T-Mobile West Corp. (BA02030A)	724 Lewelling Bl	Cell Site	No		No
T-Mobile West Corp. (BA12013W)	15242 Hesperian Bl	Cell Site	No		No
T-Mobile West Corp. (BA12541Z)	777 Davis St	Cell Site	No		No

Number of businesses 184

Grand total number of businesses on the Inspection List 489

ENFORCEMENT RESPONSE PLAN
for the STORMWATER PROGRAM
CITY OF SAN LEANDRO
ENVIRONMENTAL SERVICES SECTION (ESS)

OBJECTIVE: The City of San Leandro is responsible to the Regional Water Quality Control Board (RWQCB), State Water Resources Control Board, and U.S. EPA to comply with all applicable discharge limitations; specifically, National Pollutant Discharge Elimination System (NPDES) permit limitations and/or performance standards. Therefore, to comply with its discharge limitations, to protect employees and residents, and to protect the environment, the City must insure compliance of all users of the stormwater collection systems within its jurisdiction through federal stormwater quality & management standards, RWQCB orders and City ordinances. The enforcement response plan (ERP) was developed to comply with the following sections of the municipal regional stormwater permit (MRP):

- Industrial and Commercial Site Controls - ERP (Provision C.4.c); and
- Illicit Discharge Detection and Elimination - ERP (Provision C.5.b).

As shown in Appendix D, these different MRP sections contain similar, but not identical requirements for developing and implementing an ERP. The selection of an appropriate enforcement action and the escalation of enforcement are based on the seriousness of the violation and the violator's response to the agency's previous action(s) to achieve compliance. The ERP includes suggested amounts of time to allow for the correction of violations based on the goal stated in the MRP¹. The nature of a specific violation may require tailoring the timeframes for correction and/or the use of temporary measures to promptly address a violation before a permanent solution can be implemented. As required by the MRP, this ERP also describes when it may be appropriate to refer violations to another agency, such as the RWQCB, for additional enforcement.

Title III, Chapters 15 and 18 of the San Leandro Municipal Code; Storm Water Management and Discharge Control and Enforcement of Environmental Regulations, respectively; provide the legal authority for the City to enforce the requirements of the storm water programs.

An Overview of Enforcement Actions with examples is contained in Appendix C. The enforcement actions are consistent with the Alameda Countywide Clean Water Program's Protocols for Reporting Enforcement Activities. Level I actions include warnings, both verbal and written—most often in the form of inspection reports and correspondence. Level II is for administrative actions including, but not limited to, Notice of Violation (NOV), Cease and Desist Order (CDO), Clean and Abate Order (CAO), or similar administrative remedies, but does not assess penalties, fines, or cost recovery. Level III consists of the administrative actions available in Level II and includes penalties, fines and/or cost recovery. Level IV enforcement is any action taken by the City that brings the Responsible Party (RP) into the court system either through the City Attorney, District Attorney, or State Attorney.

Enforcement actions may be initiated for the following reasons:

- Failure to implement Best Management Practices (BMPs) to the Maximum Extent Practicable (MEP);

¹ The MRP states that violations must be corrected in a timely manner with a goal of correction before the next rain event, but not longer than 10 business days after discovery unless agency staff document, in the agency's database or equivalent, reasons why a longer period is needed.

- Failure to submit required reports;
- Failure to comply with applicable performance standards or bench marks;
- Falsification of information submitted to the City;
- Causing, wholly or in part, stormwater contamination or detrimental impact;
- Causing, wholly or in part, an illicit discharge to the stormwater collection system; or
- Any other violation of the City's Regulations, Codes, or Ordinances.

The ERP is a procedure to identify violations, respond in a timely and uniform manner, and apply escalating levels of enforcement until compliance is achieved. The plan has three elements:

- Description of ESS investigation procedures for instances of violations;
- Enforcement response guidance for administering escalating enforcement actions in a methodical and timely manner in response to continuing violations;
- ESS's responsibility to enforce applicable federal limitations, performance standards and requirements, RWQCB orders, and local ordinances.

The Enforcement Flow Chart, attached as Appendix A, graphically represents the procedures outlined in the ERP.

INVESTIGATING INSTANCES OF VIOLATIONS

ESS may become aware of violations through various means, including:

- Routine inspection of commercial/industrial facilities, parcels, and properties;
- Routine inspection and maintenance of the stormwater collection system;
- Survey of the collection system for illicit discharges;
- Review of questionnaires, applications, or reports;
- Evaluation of stormwater quality monitoring data; and
- Information received from residents, businesses, and inter/intra agency staff.

Since information collected during field investigations, inspections, and sampling activities may be used as evidence in administrative and/or judicial enforcement actions, its integrity must be assured. Quality assurance protocols for sampling are addressed in ESS sampling procedure manuals and guidance documents. Quality assurance/quality control for sample analyses is addressed in each analytical procedure performed by ESS staff or the contract laboratory, where applicable. Inspection reports, telephone conversations, correspondence, violation notices, laboratory results, and any other facility-specific information are stored in each facility's program file. The files are secured and access controlled to maintain integrity of the information stored.

ENFORCEMENT RESPONSE GUIDE

Stormwater program compliance is based on meeting performance standards designed to mitigate potential stormwater pollution to the MEP. Violations in the stormwater program can generally be categorized into implementation deficiencies, benchmark exceedances, reporting violations, and illicit discharge violations. Table II lists the enforcement provisions of City regulations, which form the core of the tools available to achieve compliance. A list of reporting violations and the corresponding enforcement responses is included in Table III. The enforcement responses for implementation deficiencies and illicit discharge violations are in Table IV.

The most frequently used tool for enforcement of performance standards is the facility stormwater inspection form. The form allows staff to document site-specific deficiencies in implementation of performance standards such as BMPs, require corrective actions, and track deficiency corrections. The most frequently used tools for illicit discharge violations are the Notice of Violation (NOV), Clean & Abate Order (CAO), and administrative penalties. The standard facility stormwater inspection report, NOV, illicit discharge report, and example cost recovery forms are attached as Appendix B. The NOV is used to notify an RP that a violation has occurred. There is no criminal indictment or monetary penalty associated with the NOV. The NOV is an effective response for several reasons:

- It allows the RP to correct violations within a specified period through means determined by the facility—this fosters a cooperative relationship between the RP and ESS;
- It documents ESS's initial attempts to resolve violations —should circumstances require ESS to take a more stringent subsequent approach, the NOV establishes that ESS escalated enforcement according to the ERP rather than in an arbitrary manner; and
- It provides ESS with a cost effective and prompt response to violations.

A. Performance Standards Violations

The City has developed enforcement procedures to address violations. These procedures provide RPs with education of performance standards, the opportunity to respond in a timely manner and correct noncompliant conditions, and the ability to appeal actions or decisions made by the City. Variance from established procedures may occur, depending on the individual case, with approval of the Water Pollution Control Manager. The following steps serve as general guidelines for violations enforcement.

- During site inspections- document implementation deficiencies, pollutant exposures (PEX), non-stormwater (NSW) discharges, and required corrective actions on the standardized stormwater facility inspection form. In the case of an active or imminent threat of illegal discharge the spill/illicit discharge response form may be used in conjunction with or in lieu of an inspection form.
- During the exit interview- provide RP with reasoning for the noted violations and outreach material developed to address implementation of performance standards or BMPs. Provide the RP with an expected time frame to return to compliance and document it on the form.
- Post-field activities- log data into ESS database to allow tracking and follow-up with RP by mailing copies of documentation and cover letter detailing required corrective actions, due date(s) and RP's notification that the corrective actions have been completed.

Most instances of inefficiencies with performance standards or BMP implementation can be corrected through verbal/written warnings and education. Return to compliance can be documented through RP self-certification and/or reinspection. In the case of continued violations, re-inspection may be necessary to verify conditions, determine if continued conditions have resulted in an illicit discharge, or gather further evidence of violations. These types of minor violations, where the goal is continued improvement to pollution prevention, should not warrant re-prioritization or increased inspection frequency. Where a minor violation cannot be corrected within the MRP 10 day goal or is chronic in nature; re-prioritize for follow-up inspection (annual frequency) until compliance is demonstrated after which the facility may be returned to previous inspection frequency.

B. Illicit Discharge Violations

The City has developed formal enforcement procedures to address illicit discharge violations. These procedures provide RPs with the opportunity to respond in a timely manner, to initiate corrective actions and control associated costs, or to appeal actions or decisions made by the City. Variance from established procedures may occur, depending on the individual case, with approval of the Water Pollution Control Manager. The following steps serve as general guidelines for illicit discharge violations.

Initial violation incident (Violation 1) - ESS issues a Notice of Violation. The RP is given ten (10) days to respond to the NOV and demonstrate a return to compliance.

In the case that the illicit discharge is ongoing, the NOV should include a Cease and Desist Order (CDO) with no deviation in time to comply beyond immediately halting the active discharge.

In the case that the discharge is within a public right-of-way or stormwater collection system, the NOV should include a Clean & Abate Order (CAO). While formal written response to the NOV may remain at 10 days, response and reporting on CAO actions would be required within 24 to 48 hours, provided there is no imminent threat of weather or other factors impacting containment or spread of the discharge.

In the case that the discharge has reached the environment or impacted sensitive receptors, report and refer to local, County, State and Federal agencies per mandatory spill reporting requirements.

Violation remains uncorrected or permanent correction requires infrastructure installation (Violation 2) - ESS issues the RP a second NOV and a Compliance Schedule. The Compliance Schedule form is attached in Appendix B. The RP must submit a completed Compliance Schedule for approval within fifteen (15) days. Upon approval, the RP must submit progress reports on implementation of the schedule. Progress reports are due no later than five (5) days after the due date of each increment of progress contained in the Compliance Schedule.

Violation remains uncorrected (Violation 3) - The Water Pollution Control Manager schedules an Administrative Order hearing with the RP to determine further action necessary for the RP to effect compliance. A revised Compliance Schedule is issued, providing three weeks (21 days) to comply.

Violation remains uncorrected (Violation 4) - The Water Pollution Control Manager initiates civil and/or criminal actions via the City Attorney's Office to bring the RP into compliance. Referral to County, State and/or Federal agencies may also be made to assist with local efforts to achieve compliance.

Illicit discharge violations from a onetime incident source should not warrant re-prioritization or increased inspection frequency. ID violation from a continuing process or activity will be scheduled for a re-inspection within a year following initial return to compliance. If the facility has not maintained compliance it will be re-prioritized to annual frequency until continued compliance is demonstrated.

C. Reporting Violations

Action taken when RPs violate reporting requirements may vary in relation to the magnitude of the violation and the degree of good faith demonstrated by the RP. The following section should be used as guidance in determining the appropriate response to both reporting violations and performance standard violations.

D. Factors in Determining the Appropriate Response to Violations

1. Magnitude. Violations may range from relatively minor to very serious. Examples of minor violations are: (a) BMP reduction due to staff loss resulting in identifiable increased potential to create an illicit discharge; (b) benchmark exceedance, but BMP modification planned or completed. Examples of serious violations are: (a) failure to implement BMPs; (b) failure to address PEX or NSW discharges. City staff should thoroughly investigate the cause of serious violations and accurately document findings in the event that the information is required as evidence in an administrative hearing or court of law.

2. Duration and history of violations. An isolated violation can usually be readily determined and corrected by the RP. Persistent minor violations may indicate a more serious problem that is not readily corrected, such as inadequate facilities, lack of resources, or lack of management commitment. Another cause may be inadequate operational procedures or maintenance, in which case City staff should work with the RP to effect improvements. If additional facilities are required for compliance, the City may require suspension of activities or processes until adequate facilities are installed to meet compliance. Zoning discretionary approvals, Conditional Use Permits and Business License discretionary approvals also have conditions of compliance and authority to enforce against violators. Revocation of discretionary approvals can be an effective tool in instances of persistent violations.

3. Good faith. Good faith demonstrated by an RP to comply with requirements may be taken into account in determining enforcement response. Congress expressed the efforts expected,

"The Act requires industry to take extraordinary efforts if the vital and ambitious goals of the Congress are to be met. This means that business-as-usual is not enough. Prompt, vigorous, and in many cases expensive pollution control measures must be initiated and completed as promptly as possible. In assessing the good faith of a discharger, the discharger is to be judged against these criteria. Moreover, it is an established principle, which applies to this act, that administrative and judicial review is sought on the dischargers' own time."

Legislative History of the Clean Water Act, No.

95-14, Vol. 3, p. 463

4. Effect of violations on agency performance. A stormwater utility system user may contribute to the City's inability to meet its NPDES/RWQCB order performance standards. Such violations shall be assigned a higher level of enforcement action to insure prompt compliance.

E. Emergency Enforcement

EPA regulations require an immediate halt to any discharge that presents an imminent danger to public health, the environment, or the City infrastructure. Under State and Federal law the City has the authority to take emergency actions on public or private property necessary to protect the above. Section 3-18-140 of the Environmental Enforcement Ordinance provides authority to recover costs incurred in exercising emergency corrective actions from the RP.

F. Appeals

Any RP, permit applicant, or permit holder may appeal any decision made by the City pursuant to Section 3-18-165 of the San Leandro Municipal Code.

G. Administrative Order (AO) Hearings

The Water Pollution Control Manager directs the scheduling of and chairs all AO hearings with noncompliant RPs in order to obtain compliance prior to the use of civil or criminal penalties.

H. Referrals

Referrals to County, State or Federal agencies may be made during any phase of enforcement. For a facility that has been notified that it is subject to NOI filing, referral is accomplished via the standardized inspection form and providing a potential NOI non-filer list to the RWQCB. Where illicit discharges have reached the environment, escaped containment, or threaten an identifiable receptor, City staff will notify Cal EMA, RWQCB, Department of Fish & Game, and the County Environmental Health Agency as appropriate in addition to any prior reporting of the RP.

Where, in the opinion of City Staff, an RP is not likely to come into compliance or enforcement authority is lacking, staff may refer case information and request joint enforcement assistance from agencies including but not limited to: Alameda County District Attorney Environmental Crimes Unit, Alameda County Health Agency, RWQCB or Department of Fish & Game.

Where an RP has been cited for SW Violation by the Waterboard it will be scheduled for follow-up inspection in the next inspection year (annual frequency) until compliance is demonstrated after which it may be returned normal inspection frequency.

TABLE II - Enforcement Provisions in City of San Leandro Regulations

Type of Enforcement		Section
Administrative Penalties / Cost Recovery	Damage to City Facilities	<i>§3-18-160 San Leandro Municipal Code</i>
	Falsifying Information	<i>§3-18-115 San Leandro Municipal Code</i>
	Site Inspection Fines	<i>§6.4.100 San Leandro Administrative Code</i>
	Sampling Fines	<i>§6.4.100 San Leandro Administrative Code</i>
	Misdemeanor Code Fines	<i>§1-12-200 San Leandro Municipal Code</i>
	Infraction Code Fines	<i>§1-12-410 San Leandro Municipal Code</i>
Administrative Remedies	Illicit Discharge Prohibition	<i>§3-15-200 San Leandro Municipal Code</i>
	Illicit Connection Prohibition	<i>§3-15-210 San Leandro Municipal Code</i>
	Reduction of Pollutants in SW	<i>§3-15-215 San Leandro Municipal Code</i>
	BMP Compliance	<i>§3-15-215(d) San Leandro Municipal Code</i>
	Cease and Desist Order	<i>§3-18-150 San Leandro Municipal Code</i>
	Emergency Correction	<i>§3-18-140 San Leandro Municipal Code</i>
	Submission of Compliance Schedules	<i>§3-18-130 San Leandro Municipal Code</i>
	Public Nuisance	<i>§3-18-135 San Leandro Municipal Code</i>

	Appeals	§3-18-170 San Leandro Municipal Code
Citation	Administrative Citation Criminal Citation Misdemeanors	§1-12-400 San Leandro Municipal Code §3-18-185 San Leandro Municipal Code §3-18-200 San Leandro Municipal Code
Administrative Order Hearing	Civil Liability Judgment & Order	§3-18-205 - 220 San Leandro Municipal Code
Civil and Criminal Penalties		§3-18-170; §54740 California Gov't Code

TABLE III - Enforcement Response Guide for Reporting Violations

Nature of Violation	Personnel	Enforcement Responses
Denial of entry	EPS, Police	Obtain inspection warrant and return to site with warrant.
Failure to report spill - no harm ¹	EPS, WPCM	Inspection, warning letter.
Failure to report spill - results in harm ¹	EPS, WPCM, D	NOV, cost recovery, follow-up inspection/sampling, fines. ²
Failure to report spills (no harm) repeatedly	WPCM, D, CA	NOV, compliance schedule, penalties ²
Falsifying information	WPCM, D, CA, City Council	Fine of not more than \$10,000, imprisonment in County Jail for not more than six months, or both.
Improper signature or certification	EPS	Phone call or warning letter, 10 days to comply.
Improper signature or certification after notice by City	EPS, WPCM	Step 1 - NOV, Step 2 - AO or citation.
Failure to submit required information by due date	EPS	Warning letter, 15 days to comply.
Failure to submit required information after 2 nd notice due date	EPS, WPCM	Step 1 - NOV, Step 2 - AO or citation. ²
Failure to submit PCR or reports within 30 days of due date	EPS, WPCM	Step 1 – NOV, Step 2 - AO or citation. ²

EPS - Environmental Protection Specialist/Supervisor

D - Department Director

WPCM - Water Pollution Control Manager

CA - City Attorney

¹ Harm is any discharge that left the facility or impacted the public right-of-way or reached an offsite receptor.

² Continued failure to comply may result in compliance schedule, cease and desist order, administrative order, citation, and/or civil/criminal penalties.

TABLE IV - Enforcement Response Guide for Violations and Illicit Discharges

Nature of Violation	Personnel	Enforcement Responses
Failure of BMPs to MEP	EPS	Warning (verbal or written), required corrective actions, self-certification, follow-up inspection, inspection fees
Below Performance Standards	EPS	Warning (verbal or written), required corrective actions, self-certification, follow-up inspection, administrative fees
Pollutant Exposure – Threatened ID (no evidence of actual discharge)	EPS	Warning (written), required corrective actions, self-certification, follow-up inspection, administrative fees

Illicit discharge - no harm ¹	EPS	NOV, BMP new or modified, spill plan. ²
Illicit discharge - results in harm ²	EPS, WPCM, D, CA	NOV, sampling fees, clean & abate order, cost recovery/admin penalties, AO, citation, civil/criminal penalties.
Illicit discharge – continued	EPS, WPCM	NOV and Compliance Schedule, follow-up sampling ²

EPS - Environmental Protection Specialist /Supervisor

D - Department Director

WPCM - Water Pollution Control Manager

CA - City Attorney

¹ Harm is any discharge that left the facility or impacted the public right of way or reached on offsite receptor.

² Continued failure to comply may result in compliance time schedule, cease and desist order, administrative order issuance, citation, and/or civil/criminal penalties.

DEFINITIONS

Administrative Order Hearing (AO) - The City may issue a complaint to any person against whom civil liability may be imposed. Upon issuance, an AO hearing is held to hear testimony and determine the facts of the complaint and allow the accused to respond. Upon completion of the hearing, the Hearing Officer will prepare findings and an order specifying the nature of the violations and proposed civil liability. Results of an AO hearing may be appealed to City Council.

Best Management Practices (BMPs) -

Cease & Desist Order (CDO) - A written order demanding the cessation of an activity, process or discharge that is causing a violation.

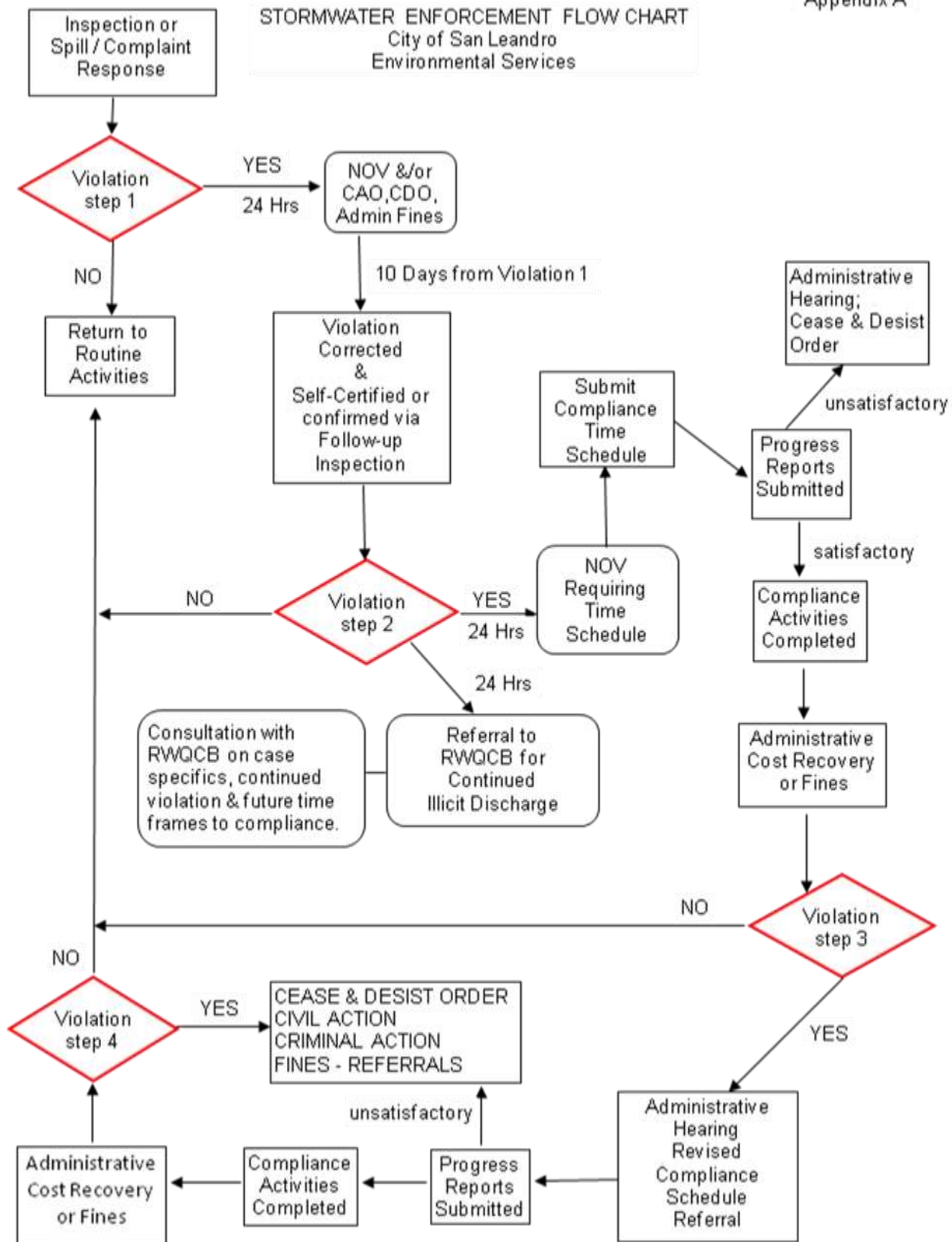
Clean & Abate Order (CAO) - A written order requiring restoration or decontamination due to a release or discharge that, left unabated, may cause or contribute to a release of pollutants. The cost of complying, whether performed by the RP or the City under emergency authority, shall be borne by the RP.

Compliance Schedule (CS) - In the event that a violation cannot be corrected by simple operational changes, the RP may be placed on a compliance schedule. The RP is required to submit a schedule, outlining increments of progress necessary to effect compliance, including dates of commencement and completion of operational changes and/or installation of equipment/structures. Not later than five (5) days following each date in the schedule, the RP is required to submit a progress report.

Good faith - Honestly and without deception. See (D)(3).

Notice of Violation (NOV) – is a written notification to an RP that a violation has occurred and requiring return to compliance within a specified time frame. The NOV also requires the RP to document the cause of the violation and what steps have been taken to ensure this violation will not re-occur.

Pollutant Exposure (PEX) – an acronym used during inspections/investigations to note materials or processes that expose rainwater to pollutant contact with the potential to adversely affect stormwater quality. The preferred tiered response to PEX would be 1) elimination of the exposure entirely were practicable, 2) application of structural BMPs, 3) application of administrative/procedural BMPs to control the exposure to effectively prevent adversely impacting stormwater quality or 3) treatment of stormwater to remove the pollutants of concern.





Alameda Countywide
Clean Water Program
Standard Stormwater Facility Inspection Report Form

Appendix B

Municipality: _____

Date: _____ Time: _____

☐ Facility has closed ☐ Facility information has changed

Reason for Inspection: ☐ First Inspection ☐ Routine Inspection ☐ Response to Complaint ☐ Follow-up Follow-up Inspection Due: _____

NAME OF FACILITY _____ SITE ADDRESS _____

CONTACT NAME _____ PHONE _____ BUSINESS TYPE/ACTIVITY _____ SIC _____

Is the property owner different than the facility owner? ☐ yes ☐ no If yes, complete the following: ☐ High Priority Facility

NAME _____ PHONE _____

MAILING ADDRESS _____

Is the facility covered under any other programs or permits? (Check all that apply.) ☐ None ☐ Sanitary sewer

☐ Air quality ☐ Hazmat business plan ☐ Underground storage tanks ☐ Aboveground storage tanks

☐ Fire department(hazmat storage) ☐ Hazmat waste generator ☐ Retail food facility ☐ Other _____

Is the facility covered under a storm water permit? ☐ Does not need Coverage ☐ No, but may need to be (Refer to Water Board)

☐ Individual ☐ General: Does the facility have a SWPPP? ☐ yes ☐ no

N/A = Not Applicable; PTNL = POTENTIAL for Pollutant Discharge: 1 = low potential, 2 = medium potential, 3 = high potential

BMP effectiveness: 0 = BMPs are effective, 1 = BMPs are fairly/almost effective, 2 = BMPs are not effective, 3 = No BMPs are implemented

NSW = Non-Stormwater Discharge

AREAS OF ACTIVITY	N/A	Potential	Effect-iveness	Actual Discharge	REMARKS: Describe recommendations, requirements, and time to implement. Check box if remark is a requirement
		PTNL	BMP	NSW	
A. Outdoor Process/Manufacturing Areas					<input type="checkbox"/>
B. Outdoor Material Storage Areas					<input type="checkbox"/>
C. Outdoor Waste Storage/Disposal Areas					<input type="checkbox"/>
D. Outdoor Vehicle and Heavy Equipment Storage, Maintenance Areas					<input type="checkbox"/>
E. Outdoor Parking Areas and Access Roads					<input type="checkbox"/>
F. Outdoor Wash Areas					<input type="checkbox"/>
G. Rooftop Equipment					<input type="checkbox"/>
H. Outdoor Drainage from Indoor Areas					<input type="checkbox"/>
I. Other (describe):					<input type="checkbox"/>

COMMENTS/REMARKS/REQUIREMENTS Structural Control present ☐ Maintenance required in storm drain system ☐ yes ☐ no

Number of BMP brochures distributed? ☐ Describe: _____ ☐ See attached for more comments.

PRIORITY FOR RE-INSPECTION: ☐ 1; First ☐ 2; Second ☐ 3; Third ☐ Referred to; Details: _____

ENFORCEMENT: ☐ None ☐ Verbal Notice ☐ Administrative Action ☐ Administrative Action w/ Penalty &/or Cost Recovery ☐ Legal Action

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Facility Representative: _____ Inspector: _____



City of San Leandro
Environmental Services Division
Complaint/Illicit Discharge/Spill Report

Appendix B

Source of Information

Name:	Date:	Time:
Phone #:	Address:	
Complaint:		
<input type="checkbox"/> Storm Drain <input type="checkbox"/> Sanitary Sewer <input type="checkbox"/> Gutter <input type="checkbox"/> Other: _____		
Information received by:		
Incident Location:		

Investigation

Date	Time:	EPS:
Discharge/Complaint Location:		
Weather Conditions: <input type="checkbox"/> Clear <input type="checkbox"/> Overcast <input type="checkbox"/> Rainy <input type="checkbox"/> Windy		
Vehicle Involved: <input type="checkbox"/> Yes <input type="checkbox"/> Car <input type="checkbox"/> Pick-up <input type="checkbox"/> Truck <input type="checkbox"/> Van <input type="checkbox"/> No		
Year	Make:	Model:
		License:
		State:
Material Description:		
<input type="checkbox"/> Liquid <input type="checkbox"/> Flowing <input type="checkbox"/> Entered Storm Sewer	Odor: _____	
<input type="checkbox"/> Solid <input type="checkbox"/> Stationary <input type="checkbox"/> Entered Sanitary	Color: _____	
<input type="checkbox"/> Gas <input type="checkbox"/> Powder <input type="checkbox"/> Sample Taken	Quantity Spilled: _____	

Source of Spill:		
Alleged Responsible Party:		
Phone #:	Address:	
Is the alleged RP ordered to clean up? <input type="checkbox"/> Yes <input type="checkbox"/> No By when? _____		
Outside agency notification:		
Outside contractor:	Clean up participants:	

Narrative:

--

Follow-up

Source of information contacted for follow-up? <input type="checkbox"/> Yes <input type="checkbox"/> No
Enforcement:

City of San Leandro
Environmental Services Section
Notice of Violation

Appendix B



Company Name:

Mailing Address:

Site Address:

Location of Violation:

Date of Violation:

Laboratory Analysis Date:

Date of Notification:

Response Required By:

- | | |
|---|---|
| <input type="checkbox"/> Violation of Permit Terms & Conditions | <input type="checkbox"/> Violation of Applicable Federal or Categorical Pretreatment Standards |
| <input type="checkbox"/> Violation of Compliance Time Schedule | <input type="checkbox"/> Violation of Uniform Wastewater Discharge Regulations (Title 3, Ch. 14 SLMC) |
| <input type="checkbox"/> Other (as described below) | <input type="checkbox"/> Violation of Title 3, Chapter _____ of the San Leandro Municipal Code |

Description of Violation (Reference Title III, chapter and section, of the San Leandro Municipal Code)

Pollutant	Concentration Detected	Permit Limit

You are hereby notified that a violation of the San Leandro Municipal Code has occurred as detailed and described herein. You must submit a written report explaining the cause of the violation, the remedy your facility has taken to correct and prevent further violations and your current compliance status within **10 days** from the date of the violation to avoid further legal action and/or revocation of your permit.

Please contact the Environmental Services Section at 577-3401 if you have any questions.
Submit all reports and written correspondence to:

City of San Leandro
Environmental Services Section
835 East 14th Street
San Leandro, CA 94577

Environmental Protection Specialist

City of San Leandro
Environmental Services Section

Appendix B

Date: Month DD, YYYY

TO:

INVOICE: ILLICIT DISCHARGE
CASE NO. 00000

Site Address:

REMIT TO:
Environmental Services Division
City of San Leandro
835 E 14th Street
San Leandro CA 94577

The amount of **\$000.00** is due and payable to the City of San Leandro for the illicit discharge investigation, sampling, lab analysis and over sight of the clean and abatement order. The fee is calculated in accordance with procedures and rates listed in §6.4.100 of the San Leandro Administrative Code.

Should you have any questions, please contact John Camp in the Environmental Services Division at 577-6029.

Make check payable to: City of San Leandro

Cut along dotted line; retain this portion

Return this portion with payment

Invoice No. 00000

Total Due: \$000.00

Total Paid:

.

Environmental Services Section
City of San Leandro
835 E 14th Street
San Leandro CA 94577

Project _____

Police Report # _____

Project Date _____

Job/Location _____

Prepared by

Date Report Completed _____

MATERIALS & MISCELLANEOUS	QUANTITY	RATE	AMOUNT
TOTAL MATERIALS & MISCELLANEOUS			\$ -

HOURS		EMPLOYEE NAME	PAY/ HOUR	AMOUNT
REG.	O.T.			
				\$ -
				\$ -
				\$ -
				\$ -
TOTAL LABOR			\$	-

TOTAL MAT. & MISC.	\$	-
TOTAL LABOR	\$	-
OVERHEAD *	\$	-
TOTAL EQUIPMENT	\$	-
TOTAL FOR TODAY	\$	-
ACCUMULATED COST		
TOTAL PROJECT COST		

* Overhead is comprised of:
32.97% benefits
14.80% indirect overhead
52.23% staff support

HOURS	EQUIPMENT NO. & TYPE	RATE/HR	AMOUNT
			\$ -
			\$ -
TOTAL EQUIPMENT			\$ -

PUBLIC WORKS SERVICE APPROVAL:

REIMBURSE ACCOUNT # _____

CHARGE (OR BILL)

COMENTS:



CITY OF SAN LEANDRO
 ENVIRONMENTAL SERVICES DIVISION
 835 E. 14th Street
 San Leandro, CA 94577
 (510) 577-3401 • fax (510) 577-6019

COMPLIANCE SCHEDULE

Company Name: _____

Mailing Address: _____

Site Address: _____

Permit Number: _____

<input type="checkbox"/> Violation of Permit Terms & Conditions	<input type="checkbox"/> Violation of Applicable Federal or Categorical Pretreatment Standards
<input type="checkbox"/> Violation of Compliance Time Schedule	<input type="checkbox"/> Violation of Uniform Wastewater Discharge Regulations (Title 3, Ch. 14 SLMC)
<input type="checkbox"/> Other (as described below)	<input type="checkbox"/> Violation of Title 3, Chapter _____, of the San Leandro Municipal Code

Description of Violation(s)

Refer to Title 3-15-100 of the City of San Leandro Municipal Code

Date(s) of Violation Notice(s) _____, _____, _____, _____

As required by the San Leandro Municipal Code §3-18-130 you are required to submit a Compliance Schedule by which you will correct and prevent any future violation as described above.

Copy Distribution

White - Company

Yellow - File

Pink - NOV folder

 Environmental Protection Specialist

 Date



CITY OF SAN LEANDRO
 ENVIRONMENTAL SERVICES SECTION
 835 E. 14th Street
 San Leandro, CA 94577
 (510) 577-3401 • fax (510) 577-6019

COMPLIANCE SCHEDULE

Company Name: _____

Compliance Schedule pages one (1) and two (2) are for your information and describe the nature of the violation(s) and your reporting requirements with respect to the violation(s). Page three (3) of the Compliance Schedule is a three-part form in which to describe the measures that you have determined will result in compliant discharge and the dates that these measures will be achieved. Complete the three-part form and return the white and yellow portions to the Environmental Services office for approval of the Compliance Schedule. If the schedule is determined to be satisfactory, a signed, approved copy will be returned to you.

CONTENTS OF THE COMPLIANCE SCHEDULE

Describe corrective actions, including scheduled dates for commencement and completion of events, leading to structural improvements, installation of engineered controls and/or operational changes necessary to achieve compliance.

PROGRESS REPORT

As required ,not later than five (5) days following each date in the approved Compliance Schedule you are required to submit a progress report which must specify:

1. Has the corrective action been accomplished within the proposed time line?
2. If not, describe all of the following
 - (a) Reason for delay
 - (b) New target date
 - (c) Measures being taken to get back on schedule

Failure to submit a Compliance Schedule which clearly indicates that appropriate and timely action will be taken, failure to submit progress reports, or failure to take action to comply with the Compliance Schedule may result in civil and/or criminal penalties.



CITY OF SAN LEANDRO
 ENVIRONMENTAL SERVICES SECTION
 835 E. 14th Street, San Leandro, CA 94577
 (510) 577-3401 • fax (510) 577-6019

COMPLIANCE SCHEDULE

RETURN FOR APPROVAL - Due by: _____

Company Name: _____

Name _____ of _____ Responsible _____ Personnel: _____

To be completed by User and returned to: Environmental Services, 835 E. 14 th Street, San Leandro CA 94577		To be completed by: Environmental Services office	
Activity Description	Proposed Completion Date	Date Completed	Progress Report Completed

Attach additional sheets if necessary

Copy Distribution: One - Return to Environmental Services office for approval
 Two - Return to Environmental Services office for approval
 Three - User copy, retain for your records

This Section to be completed by Environmental Services office:

Proposed Schedule Approved: Yes _____ No _____ Date _____

 Environmental Protection Specialist

Page 3 of 3

Enforcement Actions¹ Overview

Enforcement Actions ¹	Enforcement Sub-categories	Personnel	Use	Examples		Schedule to Achieve Compliance
				Industrial/Commercial Business	Illicit Discharge	
Written Warning	None	EPS	For <u>threatened violations</u> due to inadequate housekeeping, lack of appropriate BMPs to prevent pollution, or threatened non-stormwater discharges disallowed by MRP.	Inappropriate storage of material outdoors that may contribute to pollutants in stormwater during rainfall, such as lids on dumpster being left open.	A wash area is present where washwaters may flow to MS4 based on configuration or operational procedures or evidence of a possible discharge.	Before the next rainfall event, but not longer than 10 business days, unless more timely compliance is not feasible or other exceptions apply ² .
Written Warning/ Notice of Violation	None	EPS	For <u>minor violations</u> or if the response to a verbal warning is inadequate. A written warning may be in the form of a written inspection report, such as a completed Standard Stormwater Facility Inspection Report Form, letter, or checklist that describes violations, expected corrections, and schedule for correction.	Use of BMPs that are almost effective, but do not achieve the maximum extent practicable standard for the pollutant-generating activity they are intended to control.	A non-stormwater discharge that is not specifically allowed by the MRP, but might be if adequate documentation and procedures had been followed to verify the adequate control of pollutants and obtain necessary approvals.	Before the next rainfall event, but not longer than 10 business days, unless more timely compliance is not feasible or other exceptions apply ² .

¹ The Municipal Code provides that enforcement actions may include cost recovery for City staff time and associated expenses to initiate and track enforcement, conduct recordkeeping, collect and test samples, and verify a return to compliance.

² The MRP states that violations must be corrected in a timely manner with a goal of correction before the next rain event, but not longer than 10 business days after discovery unless agency staff document in the agency's database or equivalent reasons why a longer period is needed.

Enforcement Actions¹ Overview

Enforcement Actions ¹	Enforcement Sub-categories	Personnel	Use	Examples		Schedule to Achieve Compliance
				Industrial/Commercial Business	Illicit Discharge	
Notice to Comply	Without Monetary Penalty and/or Cost Recovery	EPS, WPCM	For <u>major violations</u> or if the response to written warning is inadequate. A notice to comply may be in the form of a cease and desist order ³ , notice to clean ³ , notice to abate ⁴ , an administrative citation, or a letter that describes violations, expected corrections, and schedule for correction.	Use of BMPs that are ineffective for the pollutant-generating activity they are intended to control.	Discharge of non-stormwater origin; e.g., illicit connection or from process or exposed materials to MS4 that contain soap or other pollutants.	Before the next rainfall event, but not longer than 10 business days, unless more timely compliance is not feasible or other exceptions apply ² If more time is needed than provided above, require the immediate cessation of pollutant or illicit discharge generating activities and/or implementation of temporary control measures until long-term remedies can be implemented.

³ The Municipal Code provides that an authorized enforcement official may issue cease and desist orders and notices to clean.

⁴ The Municipal Code provides that any condition caused or permitted to exist in violation of the stormwater ordinance is a nuisance and may be summarily abated and/or restored by any enforcement official.

Enforcement Actions¹ Overview

Enforcement Actions ¹	Enforcement Sub-categories	Personnel	Use	Examples		Schedule to Achieve Compliance
				Industrial/Commercial Business	Illicit Discharge	
Notice to Comply	With Monetary Penalty and/or Cost Recovery	EPS, WPCM, Director	For <u>major violations</u> or if the response to written warning is inadequate. A notice to comply may be in the form of a cease and desist order ⁵ , notice to clean ⁵ , notice to abate ⁶ , an administrative citation, a stop work order, a permit revocation, or a letter that describes violations, expected corrections, and schedule for correction.	Use of BMPs that are ineffective for the pollutant-generating activity they are intended to control.	Discharge of non-stormwater origin; e.g., illicit connection or from process or exposed materials to MS4 that contain soap or other pollutants	Before the next rainfall event, but not longer than 10 business days, unless more timely compliance is not feasible or other exceptions apply ² If more time is needed than provided above, require the immediate cessation of pollutant or illicit discharge generating activities and/or implementation of temporary control measures until long-term remedies completed.
Legal Action	Civil or Criminal Actions	EPS, WPCM, Dir, CA	For the most serious violations, including where the response to the notice to comply is inadequate. These types of violations are referred to City Attorney or County District Attorney for civil/criminal prosecution.	Lack of use of BMPs for pollutant-generating activity, such as storing wastes in a way that allows pollutants to be mobilized by rainfall and stormwater runoff.	Discharge of non-stormwater origin; containing hazardous wastes or other pollutants to MS4.	Schedule for compliance determined based on case-specific conditions documented per the MRP.

⁵ The Municipal Code provides that an authorized enforcement official may issue cease and desist orders and notices to clean.

⁶ The Municipal Code provides that any condition caused or permitted to exist in violation of the stormwater ordinance is a nuisance and may be summarily abated and/or restored by any enforcement official.

Comparison of Municipal Regional Stormwater Permit's Enforcement Response Plan Requirements

Task Description	Provision C.4 Industrial/Commercial	Provision C.5 Illicit Discharge Detection/Elimination
Overall Description	Develop and implement ERP that serves as <u>inspection staff's</u> reference document to take <u>consistent actions</u> to achieve timely and effective compliance.	Develop and implement an ERP that will serve as guidance for <u>inspection staff</u> to take <u>consistent actions</u> to achieve timely and effective abatement of illicit discharges.
Required Enforcement Actions/Recommended Responses	Include timeframes for correction of various field <u>violation</u> scenarios and <u>provide</u> guidance on appropriate use of various <u>enforcement tools</u> , such as verbal and written notices, <u>citations</u> , <u>cleanup</u> requirements, <u>administrative</u> and <u>criminal penalties</u> .	Include timeframes for correction of various types and degree of <u>violations</u> . ERP will <u>provide</u> guidelines on when to employ the range of <u>regulatory responses</u> from warnings, <u>citations</u> and <u>cleanup</u> and cost recovery, to <u>administrative</u> or <u>criminal penalties</u> .
Timely Correction of Violations	States <u>violations</u> as a goal should be <u>corrected before the next rain event</u> , but no longer than 10 business days after discovery unless reasons are recorded in <u>Permittee's database or equivalent</u> . Include appropriate time periods for each level of corrective action. Describe permittee's procedures for follow up inspections, enforcement actions, and referral to another agency.	<u>Goal of correcting violations before the next rain event but not longer than 10 business days after discovery unless rationale is recorded in database or equivalent</u> . Immediate correction can be temporary and short-term if a long-term, permanent correction will involve significant resources and construction time. An example of replumbing a wash area is described.
Escalation of Enforcement/Referrals	Enforce stormwater ordinances as necessary to achieve compliance. Where enforcement tools are inadequate, <u>refer</u> the case to the RWQCB, District Attorney or <u>other</u> relevant <u>agencies</u> for additional enforcement.	If corrective actions are not implemented promptly or if there are repeat violations, permittees shall <u>escalate responses</u> as needed to achieve compliance, including <u>referral</u> to <u>other agencies</u> where necessary.
Recordkeeping	Maintain adequate records to demonstrate compliance and appropriate follow-up enforcement responses. Lists specific information that should be tracked regarding business inspections; list includes type of enforcement and problem resolution.	All incidents or discharges reported to the complaint/spill system that might pose a threat to water quality shall be logged to track follow up and response through problem resolution. Data collected shall be sufficient to demonstrate escalating responses to repeated problems, and inter/intra-agency coordination, where appropriate. Specific spill and discharge complaint tracking information requirements are listed in Provision C.5.f.ii.
Reporting	Lists information for inclusion in the annual report including number and percent of violations resolved within 10 working days or otherwise resolved in a longer but still timely manner. Frequency and types/categories of violations observed. Frequency and type of enforcement. Summary of types of violations by business category.	Number of discharges reported; number of discharges reaching storm drains and/or receiving waters; number and percentage of discharges resolved in a timely manner; and summary of major types of discharges and complaints.
Time Frame for Development and Implementation of ERP	April 1, 2010	April 1, 2010